

**SECTION XV**

THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

**INTERLOCUTORY APPLICATION NO. 6 OF 2016**

(Application for substitution of deceased Respondent No. 1)

IN

**CIVIL APPEAL NO. 1442 OF 2016**

RAGHUNATH (D) BY LRS. & ANR.

...APPELLANTS

VERSUS

RADHA MOHAN (D) & ORS.

...RESPONDENTS

**OFFICE REPORT**

It is submitted that Mr. Irshad Ahmed, Advocate for the Appellant has on 02.03.2012 filed an application for substitution to bring on record the LRs. of deceased respondent No. 1 which was defective for the reason that 'death certificate' of deceased respondent No. 1 has not been filed. Vide this Registry's request, instead of furnishing death certificate of deceased respondent, Counsel has filed two applications (i) for exemption from filing Death Certificate and (ii) deleting the name of legal heir No. 1 viz. Smt. Vimla Devi. Applications are registered as I.A. Nos. 4 & 5 and the same were listed before the Hon'ble Judge-in-Chambers on 31.03.2016, when the Court was pleased to pass the following Order:-

"IA No. 4 of 2015 and IA No. 5 of 2015 (Application for exemption from filing death certificate and Application for deleting the name of legal heir no. 1 of deceased respondent no. 1) are allowed. The name of legal heir no. 1 of deceased respondent no. 1 is deleted from the array of parties at the risk of the appellant(s).

The effect of deletion shall be taken note of at the time of hearing the civil appeal, if occasion arises."

It is submitted that pursuant to Order quoted above, amendment has been made in the application after deleting the name of legal heir No. 1 and application for substitution to bring on record the LRs. of deceased respondent No. 1 has been registered as I.A. No. 6. Ms. Pratibha Jain, Advocate has entered appearance on behalf of all the LRs. (Copy of the application is placed with appeal paper books).

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Service is complete.

The application in the appeal above-mentioned is listed before the Hon'ble Judge-in-Chambers with this Office Report.

Dated this the 10<sup>th</sup> day of January, 2017.

ASSISTANT REGISTRAR

Copy to:1. Mr. Irshad Ahmad, Adv.  
308, C.K. Daphtary Block, SCI, N.D.

2. Ms. Pratibha Jain, Adv.  
34, Lawyers Chambers, SCI, N.D.

ASSISTANT REGISTRAR