

SECTION - XVI

LISTED ON : 27.11.2014
Ld. REG.COURT NO. : 2
ITEM NO. : 7

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 3782 - 3783 OF 2010

WITH

INTERLOCUTORY APPLICATION NOS. 4 - 5

(Application for substitution in respect of deceased Respondent No. 4)

SITA DEVI @ SITA DEVI

... APPELLANT

- VERSUS -

STATE OF BIHAR & ORS.

... RESPONDENTS

OFFICE REPORT

These are the appeals by Special Leave granted by this Hon'ble Court on 23rd April, 2010.

It is submitted that statement of case has been filed by the Counsel for the Appellant in the matters. Original record has been received from the High Court.

It is further submitted that there are 17 respondents in the matters. Service of notice is complete on all the respondents at SLP stage, but no one has chosen to enter appearance, so far.

It is further submitted that Mr. Rajiv Shanker Dvivedi, counsel for the Appellant has filed an application for substitution in respect of deceased Rrespondent No. 4. The above-said application for substitution in the matter above-mentioned was listed before the Hon'ble Judge-in-Chambers on 15th April, 2014, when His Lordship was pleased to pass the following Order :

“

XXXXX X

I.A.Nos. 4 and 5 IN C.A. NOS. 3782-3783 OF 2010
(APPLN. (S) FOR SUBSTITUTION OF DECEASED
RESPONDENT NO. 4)

Issue notice to the proposed L.Rs. of deceased respondent No. 4, returnable in six weeks.“

Accordingly, notice in I.A. Nos. 4 & 5 to the proposed Lrs. of deceased respondent No. 4 was issued on 7th May, 2014 returnable for 7th July, 2014. Neither AD cards nor unserved covers containing the said notice have been received back.

AND the application for substitution above-mentioned was listed before the Hon'ble Judge-in-Chambers on 7th July, 2014 and lastly on 16th September, 2014, when His Lordship was pleased to pass the following Order :

“ Await service of notice “

It is submitted that neither AD cards nor unserved covers containing said notice, which were issued on 7th May, 2014 to the proposed Lrs. of deceased Respondent No.4 , have been received back, so far. Service of notice on application for substitution in respect of Lrs. of deceased Respondent No. 4 is still incomplete.

The matter is listed before the Ld. Registrar's Court with this Office Report.

DATED THIS THE 25th DAY OF NOVEMBER, 2014.

ASSISTANT REGISTRAR

Copy to : Mr. Rajiv Shankar Dvivedi, Advocate

maya

ASSISTANT REGISTRAR