

SECTION – XVI

MATTER FOR : 23.09.2016
COURT NO. : REG-2
ITEM NO. : 4

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 3782-3783 OF 2010

**SITA DEVI @ SITA DEVI (DEAD) THR. LRS.
- VERSUS -**

... APPELLANTS

STATE OF BIHAR & ORS.

... RESPONDENTS

OFFICE REPORT

This is the appeal by special leave granted by this Hon'ble Court on 23rd April, 2010.

It is submitted that there are seventeen respondents in matters above mentioned. Service of Notice is complete on Respondent No. 1-3 & 4-17 at SLP stage but no one has entered appearance on his behalf so far. Respondent No. 4 is dead and Counsel had filed Application for Substitution to bring on record L.Rs. of deceased Respondent No. 4 which was listed before the Hon'ble Judge-in-Chamber on 15.04.2014.

When the Court was pleased to pass inter alia the following order:

xxx

xxxx

xxx

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

It is submitted that notice was issued to L.Rs. of deceased Respondent No. 4 and as the service is incomplete on the L.Rs. The matter was listed before the Chamber-in-Court and Registrar's Court time to time and lastly listed before the Registrar's Court on 11th August, 2016, when the Ld. Registrar was pleased to pass the following Order:

“Ld. Counsel for the appellant shall within a period of four weeks file the particulars of the Lrs. Of Deceased Respondent No. 4 and he shall also take fresh steps for the service of notice to them within the same period.

List the matter again on 23.09.2016”

It is further submitted that Mr. Rajiv Shankar, Counsel has on 06.09.2016 filed fresh particulars of Lrs. Of deceased Respondent No. 4 but the particulars are same as before. In this regard Counsel for appellant was asked vide this Registry's Letter dated

16.09.2016 to provide complete and fresh address of the L.Rs. of deceased Respondent No. 4 but needful has not been done so far.

Service is not complete in respect of L.Rs. of deceased Respondent No. 4, so far.

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

DATED THIS THE 21st DAY OF SEPTEMBER, 2016.

ASSISTANT REGISTRAR

Copy to:- Mr. Rajiv Shankar Dvivedi, Advocate
Mr. Adarsh Upadhyay, Advocate

ASSISTANT REGISTRAR