

Listed on : 03.11.2014
Before Ld. Registrar
Court No. : 6
Item No. : 25

SECTION : XIV
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) No. 29354/2010
WITH
PRAYER FOR INTERIM RELIEF

Sandeep Chouhan ... Petitioner
Versus
Om Prakash Chaudhary (D) & Ors. ... Respondents

OFFICE REPORT

The matter above mentioned was listed before the Hon'ble Court on 22.7.2013, when the Court was pleased to pass the following order:-

"Delay of 378 days in filing rejoinder affidavit is condoned.

Learned counsel for the respondents seeks time to file application for substitution of respondent NO.1.

Two weeks' time is granted for the aforesaid purpose."

It is submitted that counsel for the petitioner has filed an application for substitution for bringing on record the LRs. of deceased Respondent No. 1 and condonation of delay of 159 days in filing substitution (registered as I.A. No. 3 and 4 respectively) but Counsel for the Petitioner had not taken out notice of motion in respect of the proposed LRs. of deceased Respondent No.1. The said applications were listed before Hon'ble Judge in Chambers on 21.08.2014 with office report dated 08.08.2014, when His Lordship was pleased to pass the following order:-

"Respondent No. 1 has died on 17.12.2012 at his residence in Jammu. It is stated by the learned counsel for the petitioner that he was not aware of the death of Respondent No. 1 and came to know only when the information was furnished by the counsel

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for the respondents. In view of the same, application for condonation of delay in filing application for substitution is condoned and substitution application is allowed. LRs. of deceased Respondent No. 1 be brought on record in place of Respondent No.1."

Accordingly, Cause Title has been amended and placed in SLP Paper Books. No one has entered appearance on behalf of the Lrs. of deceased Respondent No.1 and Respondent Nos. 2 to 4 so far.

Service is not complete in respect of Lrs. of deceased Respondent No.1 .

The matter above-mentioned is listed before the Court of Ld. Registrar with this Office Report.

DATED THIS, THE 31st DAY OF OCTOBER, 2014.

ASSISTANT REGISTRAR.

Copy to:-

Mr. Himinder Lal, Adv.

Ms. Rani Chhabra, Adv.

ASSISTANT REGISTRAR.

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