

**SECTION IV
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION**

INTERLOCUTORY APPLICATION NO. 1 OF 2010

(Application for Bringing on record Lrs. Of deceased respondent No.3, 7, 8, 9, 12 14(i) and 14(iii).)

WITH

INTERLOCUTORY APPLICATION NO. 2 OF 2010

(Application for condonation of delay in bringing on record Lrs. Of deceased respondent No.3, 7, 8, 9, 12 14(i) and 14(iii))

WITH

INTERLOCUTORY APPLICATION NO. 6 OF 2010

(Application for bringing on record Lrs. Of deceased respondent No.2)

WITH

INTERLOCUTORY APPLICATION NO. 8 OF 2010

(Application for condonation of delay in bringing on record Lrs. Of deceased respondent No.2)

CIVIL APPEAL NO. 10430 OF 2010

Brij Kishore (Dead) thr. Lrs.

....Appellants

VERSUS

Sumer Chand & Ors.

....Respondents

OFFICE REPORT

The appeal is by Special Leave Petition granted by this Court's Order dated 06.12.2012.

It is submitted that Mr. Kamal Mohan Gupta, Advocate had on 16.7.2008 and 10.12.2008 filed applications for Bringing on record Lrs. of deceased respondent Nos. 3, 7, 8, 9, 12, 14(i) and 14(iii) and bringing on record lrs. of deceased respondent no. 2 respectively alongwith condonation of delay in bringing on record Lrs. of above said deceased respondents (registered as IA Nos. 1, 2 6 and 8).

It is further submitted that pursuant to Court's Order dated 10.08.2009 notice was directed to issue on IA Nos. 1, 2 and 6 and service on the proposed Lrs. is complete by way of duly signed AD cards and through paper publication. Thereafter while granting leave vide Order dated 06.12.2012 no order was passed in these applications.

It is next submitted that the matter was listed before the Hon'ble Court on 27.08.2010, when the Hon'ble Court was pleased to pass the following order:-

"As prayed by the counsel for the petitioner, adjourned for eight weeks to enable him to move the High Court for correction of the decree in so far as it mentions the names of dead people, who are sought to be substituted by filing I.A. Nos. 1 and 6 in the present Special Leave Petition."

Pursuant to above order, Learned Counsel for the petitioner moved an application for bringing the Lrs. on record of the above said deceased respondents before the High Court and the said application was allowed by the High Court vide Order dated 17.11.2010 (Copy of order is enclosed herewith for kind perusal). Now Counsel has on 18.02.2016 filed amended Memo of parties.

Hence, the Applications above-mentioned are listed for order before the Hon'ble Judge in Chambers with this Office Report.

Dated this the 25th day of February, 2016.

**Sd/-
ASSISTANT REGISTRAR**