

SECTION XVI

LISTED ON : 09.09.2014

COURT NO.: 8

ITEM NO. : 10

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NO. 35146 of 2009

(With prayer for interim -relief)

WITH

INTERLOCUTORY APPLICATION NO. 1

(Application for condonation of delay in filing SLP)

AND

INTERLOCUTORY APPLICATION NO. 8

(Application for bring on record Lrs. Of sole Respondent)

NARESH SAH & ANR

..PETITIONERS

VERSUS

BIBI FATMA (D)

..RESPONDENT

OFFICE REPORT

The matter above-mentioned was listed before the Hon'ble Court on 10.12.2013 when the Court was pleased to pass the following order:-

"Learned counsel appearing for the respondent submitted that the respondent is no more and he is taking instructions to bring on record the legal representatives of the deceased sole respondent.

Adjourned for two weeks."

It is submitted that in view of above order, counsel for the petitioner has on 23.12.2013 filed an application for bringing on record Lrs. Of deceased respondent which is registered as I.A. NO. 8 and the same was listed before the Hon'ble Judge in Chambers on 19.8.2014 when His Lordship was pleased to pass the following order:-

"Affidavit of service on the proposed legal representatives of the sole respondent is not filed till date.

Legal representative nos. 1 and 2 of the sole respondent (dead) are already served. They are represented by counsel. Service on legal representative nos. 3 and 4 could not be effected for want of correct addresses.

Learned counsel for the applicant is granted two weeks' time to take necessary steps."

It is further submitted that Mr. Rakesh K. Sharma, Advocate has filed Vakalatnama and memo of appearance on behalf of all 4 Lrs. Of deceased sole respondent and he has already filed Counter Affidavit which is included in the paper books. Service of notice is complete in this matter.

The matter is listed before the Hon'ble Court with this Office report.

Dated this the 8th day of September, 2014.

ASSISTANT REGISTRAR

Copy to:- Mr. Gaurav Agarwal, Advocate
Mr. Rakesh K. Sharma, Advocate

ASSISTANT REGISTRAR

akr/or/14