

SECTION IVB

Listed on 05.02.2016
IN THE SUPREME COURT OF INDIA Court No.R-
CIVIL APPELLATE JURISDICTION Item No.

PETITIONS FOR SPECIAL LEAVE TO APPEAL (CIVIL) NOS. 23013-23018 OF 2009 AND 3418-3425 OF 2014

The Improvement Trust, Panipat Etc. Petitioner(s)

Versus

Ram Kumar (D) Thr. LRs. & Ors. Etc Respondent(s)

OFFICE REPORT

The Interlocutory Application Nos. 21-23/2014 (for bringing on record the LRs. of deceased respondent and condonation of delay in filing substitution application and setting aside an abatement) in the matters above mentioned were listed before the Hon'ble Court on 09.12.2015, when the Court was pleased to pass the following order:-

" Perused the office report dated 30th October, 2015.

Show cause notice on the applications for bringing on record the Lrs. of deceased Respondent Nos.1 and 2 stands served on the legal representatives.

There is no opposition to the applications.

Applications for condonation of delay in filing substitution application, setting aside abatement and bringing on record Lrs. of deceased Respondent Nos.1 and 2 are allowed.

Cause-title be amended accordingly."

Latest service position of each matters is as under:-

SLP	Total Resp.	Served by A.D/Dasti/Courier	V/A	C/A	Remarks
23013	2	1(i)-1(iv)(i) & 2	-	-	Complete I & 1(iv) died

SLP	Total Resp.	Served by A.D/Dasti/Courier	V/A	C/A	Remarks
23014	2	1(i) & 2	-	-	Complete 1-died
23015	2	1(i)-1(iv)(i) & 2	-	-	Complete 1 & 1(iv) -died
23016	4	1(i)-1(ii) 2(i)-2(ii)	1(iii)-(v) 2(iii)-(v) 3, 4	-	Complete 1 & 2 died
23017	2	2	1	-	Complete
23018	4	1, 2(i)-(iii) 3(i)-(ii), 4	-	-	Complete 2 & 3 died

It is submitted that Mr. Ajay Choudhary, Advocate has filed Vakalatnama/Memo of Appearance on behalf of Respondent Nos. 3 & 4 in SLP (C) No. 23016/2009 and Mr. Gagan Gupta, Advocate has filed Vakalatnama/Memo of Appearance on behalf of Respondent No. 1 in SLP (C) No. 23017 and Mr. Vivek Gupta, Advocate has filed Vakalatnama/Memo of Appearance on behalf of LR Nos. 1(iii)-(v), 2(iii)-(v) in SLP (C) No. 23016/2009, but has not filed Counter Affidavit on their behalf so far. No one has entered appearance in respect of Respondent Nos. 1(i)-(iv) (i), Respondent No. 1(i) & 2 in SLP (C) No. 23014, 1(i)-(iv)(i) & 2 in SLP (C) No. 23015, 1(i)-(ii), 2(i), (ii) in 23016, Respondent No. 2 in SLP (C) No. 23017, Respondent Nos. 1, 2(i)-(iii) 3(i)-(ii) & 4 in SLP (C) No. 23018/2009 so far.

It is further submitted that LRs of deceased Respondent No. 1, 1(iv) namely Ram Kumar and Shiv Kumar in SLP (C) No. 23013 and deceased Respondent No. 1 namely Shiv Kumar in SLP (C) No. 23014 and deceased Respondent No. 1 and 1(iv) namely Illachi Devi and Shiv Kumar in SLP (C) No. 23015 and deceased Respondent Nos. 1 & 2 namely Rameshwar Dayal and Smt. Chanderwati in SLP (C) No. 23016/2009 and deceased Respondent No. 2 & 3 namely Bishamber Dass and Jagdish Kapoor in SLP (C) No.

23018/2009 have been brought on record vide Hon'ble Court's (In Chambers) order dated 06.08.2012. LR nos. 1(iii)-(v) & 2(iii), (v) of deceased Respondent Nos. 1 & 2 in SLP (C) No. 23016/2009 have been brought on record vide Hon'ble Court's (In Chambers) order dated 09.12.2015. Accordingly Cause Titles have been amended in the Paper Books.

Service of show cause notice is complete.

SLP (C) Nos. 3418-3425/2014

The matter above mentioned was listed before the Id. Registrar's Court on 27.11.2015, when the following Order was passed:-

" Four weeks time, as last chance is given to the learned counsel for the petitioner and respondents to comply with the terms of the order dated 27.10.2015 of this Court.

List again on 5.2.2016."

It is submitted that Counsel for the petitioner has not taken fresh steps in respect of unserved respondent so far.

It is further submitted that no Vakalatnama & Memo of Appearance has been filed on behalf of served respondents so far.

Service position of each matter is as follows:-

SLP No.	Total Resp.	V/A	C/A	A.D card	Unserved	Remarks
3418/14	1(i-iii), 2,3	-		1(i), 2,3	1(ii-iii)	Incomplete
3419/14	3	-	-	2,3	1	Incomplete
3420/14	7	-	-	6,7	1-5	Incomplete
3421/14	3	-	-	2,3	1	Incomplete
3422/14	5	-	-	4,5	1-3	Incomplete
3423/14	3	-	-	1,2,3	-	Complete
3424/14	1(i-iii), 2-4	-	-	3,4	1(i-iii),2	Incomplete
3425/14	3	-	-	2,3	1	Incomplete

The matters above mentioned are listed before the Ld. Registrar's Court with this office report for orders.

Dated this the 3rd day of February, 2016.

ASSISTANT REGISTRAR

copy to : Mr. Balbir Singh Gupta, Adv.
Mr. Gagan Gupta, Adv.
Mr. Ajay Chaudhary, Adv.
Mr. Vivek Gupta, Adv.
Ms. Anubha Agrawal, Adv.

ASSISTANT REGISTRAR

Haokip