

SECTION IVB

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

Listed on 27.10.2015

Court No.R-2

Item No. 02

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

The Improvement Trust, Panipat Petitioner(s)

Versus

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

OFFICE REPORT

The matters above mentioned were listed before the Ld. Registrar's Court on 10.08.2015 with office report dated 07.08.2015, when the following Order was passed:-

" The served respondents except the ones who have already filed the counter affidavit, shall be at liberty to file the counter affidavit within a period of four weeks, whereafter no further extension shall be given.

List the matter again on 27.10.2015."

SLP (C) No. 23013- 23018 OF 2009

It is submitted that Respondent Nos. 1 & 2 in SLP (C) No. 23016/2009 had expired. Mr. Balbir Singh Gupta, Counsel for the petitioner had filed an application for substitution to bring on record two sons as LRs of deceased Respondent Nos. 1 & 2 (Both husband and wife) and the same have been brought on record vide Hon'ble Court (In Chambers) order dated 06.08.2012. Both LRs are also as respondent nos. 3 & 4 in SLP (C) No. 23016/2009.

Thereafter, Mr. Vivek Gupta, Advocate has also filed application for substitution to bring on record three daughters as LRs of deceased Respondent Nos. 1 & 2 (Both husband and wife) in 23016/2009. Counsel has also filed Vakalatnama/ Memo of Appearance on behalf of all the three proposed LRs. The said I.A Nos. 21-23 were listed before the Hon'ble Court (In Chambers) on 12.11.2014, and was directed to issue notice. Accordingly, show cause notice by registered A.D. Post was issued on 16.12.2014. A.D.

Card duly signed from proposed LR nos. 3 & 5 have been received. Neither A.D. cards nor unserved covers containing notice from proposed LR Nos. 1, 2 & 4 have been received back so far.

It is submitted that service of show cause notice of proposed LR nos. 1, 2 & 4 is not complete, but the sons of LRs of deceased Respondent Nos. 1 & 2 have already been brought on record vide order dated 06.08.2012 of the Hon'ble Chamber Judge and both the Lrs are also as Respondent Nos. 3 & 4 in SLP (C) No. 23016/2009 who are represented through Mr. Ajay Choudhary, Advocate. Proposed LR nos. 3-5 (daughter) are also represented through Mr. Vivek Gupta, Advocate. The said application is yet to be listed before the Hon'ble Court (In Chambers) for further orders.

It is further submitted that Counsel for Respondent has not filed Counter Affidavit so far.

Service of show cause notice in all the SLPs is complete.

SLP (C) No. 3418-3425/2014

It is submitted that no Vakalatnama/Memo of Appearance and Counter Affidavit has been filed on behalf of served respondents except Respondent No. 1(i) in SLP (C) No. 3418/2014 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 | - | - | 2,3 | 1 | Incomplete |
| 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 26th day of October, 2015.

ASSISTANT REGISTRAR

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

ASSISTANT REGISTRAR

Haokip