

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

BEFORE THE REGISTRAR S.G. SHAH

Petition(s) for Special Leave to Appeal (Civil) No(s).2354/2007

NATIONAL INSURANCE CO. LTD.  
VERSUS

Petitioner(s)

GEETA & ORS. Respondent(s)  
(With prayer for interim relief and office report )

Date: 12/12/2008 This Petition was called on for hearing today.

For Petitioner(s) Mr. Sudhir Kumar Gupta,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following  
ORDER

Learned Advocate Mr. Raghvendra appearing on behalf of Mr. Sudhir Kumar Gupta, Advocate for the petitioner states that legal heirs of Deceased Respondent No.2 is already on record i.e. Respondent No. 3 being Widow and Respondent No.1 being widow of the deceased son (the victim) and therefore, he do not want to join legal heirs of Deceased Respondent No. 2.

In absence of an application either for joining legal heirs or deleting the unserved respondent No.2, it is necessary to pass appropriate order either for non-prosecution in case of non service and if proof of death is filed on record, for abatement, if legal heirs are not brought on record.

Petitioner does not want to take any of the above steps.

List the matter before the Hon'ble Chamber Judge for appropriate orders regarding non-prosecution or abatement of the petition against Respondent No.2.

(S.G. Shah)  
Registrar

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