

ITEM NO.16

COURT NO.12

SECTION XIV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G SI.A. 3/2015, I.A. 4/2015, I.A. 5/2015 in Petition(s) for Special
Leave to Appeal (C) No. 16175/2013(Arising out of impugned final judgment and order dated 19/11/2012
in CRP No. 497/2012 passed by the High Court of Gauhati)

UNION OF INDIA

Petitioner(s)

VERSUS

M/S ROAD CARRYING CORP.

Respondent(s)

(for bringing on record the lrs. of deceased respondent and c/delay
in filing substitution appln. and setting aside an abatement)Date : 26/10/2015 These applications were called on for hearing
today.companny

CORAM :

HON'BLE MR. JUSTICE R.K. AGRAWAL
[IN CHAMBERS]For Petitioner(s) Mr. Anshuman Srivastava, Adv.
Mr. D. S. Mahra, Adv.For Respondent(s) Mr. H. S. Gautam, Adv.
Mr. R. D. Upadhyay, Adv.UPON hearing the counsel the Court made the following
O R D E RI.A. Nos. 3, 4 and 5 of 2015

Sole proprietor of the respondent company has died on 29th October, 2004. An application has been filed for bringing on record the Lrs of deceased sole proprietor of the respondent company alongwith applications for condonation of delay in filing application for substitution and setting aside abatement. Cause shown for the delay is sufficient. The delay in filing application for substitution is condoned and

abatement is set aside.

Sole proprietor of the respondent company has died on 29th October, 2004 leaving behind Lrs mentioned in paragraph 3 of the application for substitution. Application for substitution is allowed. Let a note be made that the sole proprietor of the respondent company has died and is represented by Lrs mentioned in paragraph 3 of the application.

Amended cause title be filed within four weeks from today.

[RASHI GUPTA]
SR. P. A.

[RAJINDER KAUR]
COURT MASTER