

SECTION IV B

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

Listed on 17.04.2017
Court No.4
Item No. 23

INTERLOCUTORY APPLICATION NO.1-24

(Application for permission to file SLP)

AND

INTERLOCUTORY APPLICATION NO.25-31

(Application for substitution to bring on record the LRs. of deceased petitioner)

AND

INTERLOCUTORY APPLICATION NO.32-38

(Application for condonation of delay in filing substitution application)

AND

INTERLOCUTORY APPLICATION NO.39-45

(Application for setting aside abatement of appeals)

IN

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL)CC NO. 7720-41 OF 2017

AND

INTERLOCUTORY APPLICATION NO.

(Application for condonation of delay in filing and refiling the SLP)

Umed Singh & Ors. Etc etc

Petitioner(s)

Versus

State of Haryana & Ors. Etc etc

Respondent(s)

OFFICE REPORT

It is submitted that Mr. Jay Kishor Singh, Advocate has filed Special Leave Petition on 04.08.2016 against the Judgment and Order dated 31.08.2015 of the High Court of Punjab and Haryana at Chandigarh in RFA No. 47 of 2005 etc etc and order dated 17.11.2015 in RFA no. 551 & 555 of 2005 alongwith application for permission to file Special Leave Petition.

It is further submitted that Counsel for petitioner has also filed an application for substitution to bring on record the Lrs of deceased petitioner no.2 viz Ran Singh in RFA No. 47 & 50/2005, petitioner no.1 viz Layak Ram in RFA No. 51/2005, petitioner no.4 viz Om Parkash in

RFA No. 53/2005, petitioner no.2 viz Dalal Singh @ Dalel Singh in RFA No. 347/2005, petitioner no.14 viz Satbir in RFA No. 347/2005, petitioner no.3 viz Sant Ram in RFA No. 551/2005, petitioner no.1 viz Baljit Singh in RFA No. 662/2005, which is barred by time by 1718, 2201, 1693, 1416, 1648, 1808 and 5055 days respectively and Counsel has also filed an application for condonation of delay in filing substitution application and setting aside abatement of appeals.

It is further submitted that Counsel for the petitioner has filed two applications for condonation of delay in filing the SLP and refiling the SLP (i) there is a delay of 169 days in filing SLP against order dated 17.11.2015 in RFA No. 551/2005, 239 days against order dated 31.8.2015 in RFA No. 47, 50 etc., 245 days against order dated 31.8.2015 in RFA No. 347/2005, 217 days against order dated 31.8.2015 in RFA No. 662, 663 etc., 165 days against the order dated 17.11.2015 in RFA No. 555/2005, 249 days against the order dated 31.8.2015 in RFA No. 776/2005 (ii) a delay of 180 days in refiling the SLP.

It is further submitted that SLP (C) No.5949-5954/2017 @ CC No. 2968-2973/2017 Entitled SURINDER KUMAR ETC. vs STATE OF HARYANA & ORS. ETC. arising out of common followed Judgment was listed before the Hon'ble Court on 10.02.2017 when the Hon'ble Court pleased to direct to issue of notice. SLP is pending after notice (Copy of order dated 10.02.2017 is enclosed herewith).(Main Matter SC 13190-13197/2016).

It is further submitted that C.A No. 6837-6851/2009 Entitled ROOP CHAND & ANR. ETC. vs STATE OF HARYANA & ORS. referred to on Annexure P-3 was allowed on 18.09.2013 by Hon'ble Court (Copy of order dated

18.09.2013 is annexed as Annexure P-3 at page no.254-259 of the paper books).

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

Dated this the 13th day of April, 2017.

ASSISTANT REGISTRAR

Copy to: Mr. Jay Kishor Singh, Advocate

ASSISTANT REGISTRAR

Haokip/chetan