

ITEM NO.43

REGISTRAR COURT. 1

SECTION IX

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

BEFORE THE REGISTRAR SH. ATUL M. KURHEKAR

Petition(s) for Special Leave to Appeal (C) No(s). 3943/2021

M/S BAJAJ AUTO LTD., AKURDI, PUNE

Petitioner(s)

VERSUS

HIRALAL GULBHAI PATEL & ORS.

Respondent(s)

WITH

SLP(C) No. 3969/2021 (IX)

SLP(C) No. 4997-5013/2021 (IX)

SLP(C) No. 15943-15958/2021 (IX)
(Application
FOR APPLICATION FOR SUBSTITUTION ON IA 121963/2021
FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
121965/2021
FOR EXEMPTION FROM FILING O.T. ON IA 121966/2021
IA No. 121963/2021 - APPLICATION FOR SUBSTITUTION)

Date : 21-03-2023 This petition was called on for hearing today.

For Petitioner(s)

Mr. Anand Dilip Landge, AOR

Mr. Rituraj Biswas, AOR
Mr. Rituraj Choudhary, Adv.
Ms. Sujaya Bardhan, Adv.

For Respondent(s)

Ms. Aparna Bhat, AOR
Ms. Karishma Maria, Adv.

Mr. Rituraj Biswas, AOR
Mr. Rituraj Choudhary, Adv.
Ms. Sujaya Bardhan, Adv.

Mr. Anand Dilip Landge, AOR

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UPON hearing the counsel, the Court made the following
O R D E R

SLP(C) No. 3943/2021

As per office report ld. Counsel for the petitioner has not cured the defects in the application for substitution in respect of deceased respondent nos. 3,13,39,47,51 and 55. However, ld. Counsel seeks two weeks time. Granted as last and final opportunity. If defects are not cured within the time granted, Registry to process the matter for listing before the Hon'ble Judge in Chambers for necessary directions. If defects are cured within the time granted, process as per rules.

Applications for substitution filed in respect of deceased respondent no.24 and for amendment of cause title be processed for listing before the Hon'ble Judge in Chambers for necessary directions.

SLP(C) No. 3969/2021

As per office report, duly represented respondents have failed to file counter affidavit, as such, further opportunity stands declined.

Defects in the application for substitution in respect of deceased respondent nos. 7,24,36,42 and 63 have not been cured despite last opportunity having been granted. However, ld. Counsel seeks two weeks time. Granted as last and final opportunity. If defects are not cured within the time granted,

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Registry to process the matter for listing before the Hon'ble Judge in Chambers for necessary directions. If defects are cured within the time granted, process as per rules.

Application for substitution filed in respect of deceased respondent no.54 be processed for listing before the Hon'ble Judge in Chambers for necessary directions.

SLP(C) No. 4997-5013/2021

Respondent nos.4 and 6 to 17 are granted four weeks' time as last opportunity for filing counter affidavit.

As per office report, ld. Counsel for the petitioner has not taken appropriate steps in respect of deceased respondent no.1 despite last opportunity having been granted. However, it is informed by the ld. Counsel for the petitioner that the petitioner has moved an application for substitution with regard to deceased respondent no.1. Office to verify and process the application accordingly.

SLP(C) No. 15943-15958/2021

Respondent no. 1 has failed to file counter affidavit despite last opportunity having been granted, as such, further opportunity stands declined.

ATUL M. KURHEKAR
Registrar