

ITEM NO.78

REGISTRAR COURT

SECTION XVII

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 MS. SUJATA SINGH

Civil Appeal No(s). 4012/2023

CHARISMA BUILDERS

Appellant(s)

VERSUS

GAUTAM R. PADIVAL & ORS.

Respondent(s)

WITH

C.A. No. 4013/2023 (XVII)

Date : 23-07-2024 This appeal was called on for hearing today.

For Appellant(s)

M/S. Veritas Legis, AOR
Ms. Devahuti Tamuli, Adv.
Mr. Krishanu Barua, Adv.

Mr. Venkita Subramoniam T.r, AOR
Mr. Rahat Bansal, Adv.
Mr. Varun Mudgal, Adv.

For Respondent(s)

Mr. Aditya Verma, AOR

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

C.A. No. 4012/2023

Respondent nos.1 to 3 have failed to file counter affidavit, within the time stipulated under the rules.

As per office report, respondent nos.35, 39, 41, 52 and 55 have expired. However, it has been submitted by Ld. Counsel for the petitioner that affidavit of service has already been filed on 05.05.2024 bearing document no.83253/2024 stating there in that respondent no.39 is deceased and is served through respondent no.40 who is legal representative of deceased respondent no.39, deceased

respondent no.41 is served through respondent no.42 who is Lr of said respondent and deceased respondent no.35 has been served through respondent no.36 who is Lr. of said deceased respondent. Registry to verify the same.

Service is complete on remaining respondents, but none has entered appearance.

Application for substitution has been filed in respect of deceased respondent no.37.

Hence, process the said application for listing before the Hon'ble Judge-in-Chambers, for further directions.

C.A. No. 4013/2023

Four weeks time, as a last chance, is granted to respondent no.1 to file counter affidavit.

Service report is still awaited from the concerned Tribunal in respect of respondent nos.2 to 57. Issue fresh reminder.

List again on 09.09.2024.

SUJATA SINGH
Registrar

pm