

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

Civil Appeal No(s). 3332/2014

SATYAM EDUCATIONAL SOCIETY (REGD.) & ORS.

Appellant(s)

VERSUS

BHARAT SINGH (DEAD) THR. LRS. & ORS.

Respondent(s)

(ONLY C.A. NO. 3332 OF 2014 AND C.A. NO. 3335 OF 2014 ARE TO BE LISTED BEFORE HON'BLE JUDGE IN CHAMBERS

IA No. 196222/2024 - APPLICATION FOR CONDONATION OF DELAY IN FILING THE APPLICATION FOR SETTING ASIDE THE ABATEMENT

IA No. 196219/2024 - APPLICATION FOR SUBSTITUTION

IA No. 198215/2024 - CONDONATION OF DELAY IN FILING SUBSTITUTION APPLN.

IA No. 196220/2024 - SETTING ASIDE AN ABATEMENT)

WITH

C.A. No. 3335/2014 (IV)

(FOR APPLICATION FOR SUBSTITUTION ON IA 149468/2024

FOR APPLICATION FOR CONDONATION OF DELAY IN FILING THE APPLICATION FOR SETTING ASIDE THE ABATEMENT ON IA 149469/2024

FOR SETTING ASIDE AN ABATEMENT ON IA 162829/2024

IA No. 149469/2024 - APPLICATION FOR CONDONATION OF DELAY IN FILING THE APPLICATION FOR SETTING ASIDE THE ABATEMENT

IA No. 149468/2024 - APPLICATION FOR SUBSTITUTION

IA No. 162829/2024 - SETTING ASIDE AN ABATEMENT)

Date : 30-09-2024 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
[IN CHAMBER]For Appellant(s) Dr. Shiva Sharma, Adv.
Mr. Yatharth Sharma, Adv.
Ms. Amita Singh Kalkal, AORFor Respondent(s) Mr. Kamal Mohan Gupta, AOR
Mr. Sanjay Jain, AORMr. Ajay Bansal, Adv.
Mr. Samar Vijay Singh, AOR
Mr. Akshay Amritanshu, Adv.
Ms. Veena Bansal, Adv.
Mr. Gaurav Yadava, Adv.

Mr. Saurabh Jindal, Adv.
Ms. Sabarni Som, Adv.
Mr. Fateh Singh, Adv.

Mr. Ajay Bansal, Adv.
Mr. Akshay Amritanshu, AOR
Mr. Samyak Jain, Adv.
Ms. Veena Bansal, Adv.
Ms. Drishti Saraf, Adv.
Ms. Pragya Upadhyay, Adv.
Mr. Gaurav Yadava, Adv.
Mr. Sourav Jindal, Adv.
Mr. Saurabh Gupta, Adv.

Dr. Sukhdev Sharma, Adv.
Mr. O.p.sehrawat, Adv.
Mr. B.R. Saini, Adv.
Mr. Rakesh Kumar Yadav, Adv.
Mr. Rameshwar Prasad Goyal, AOR

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

C.A. No. 3332/2014

Delay in filing the substitution of Lrs. of deceased petitioner No. 3 and setting aside abatement is condoned.

I.A. No. 196219/2024 : Prayer made in this application is to bring on record the Lrs. of petitioner no. 3 (Harbhajan Kaur) who has passed away on 08.07.2023. The details of the legal representatives have been given in paragraph 2 of the application. Out of which person at serial no. 3 has also expired on 01.10.2023 leaving behind his legal representatives as detailed in paragraph 3 of the application.

Learned counsel for respondent no. 1 states that he has no objection to the prayer made in this application.

In the light of the above, the present application is allowed and legal representatives as mentioned in paragraphs 2 and 3 of the application are to be brought on record.

Amended memo of parties be filed within two weeks.

I.A. No. 196220/2024: Abatement is set aside.

C.A. No. 3335/2014

Delay in filing the substitution of Lrs. of deceased respondent No. 5 and setting aside abatement is condoned.

I.A. No. 149468/2024 : Prayer made in this application is to bring on record the Lrs. of respondent no. 5 (Kalawati) who has passed away on 31.12.2023 leaving behind her legal representatives i.e. husband and two sons but husband of deceased respondent no. 5 is already sole petitioner and, therefore, persons mentioned at serial nos. 2 and 3 have to be brought on record. The application is supported by the affidavit.

In the light of the above, the present application is allowed. Subject to just exception, the legal representatives as mentioned in paragraphs 2 of the application are to be brought on record.

Amended memo of parties be filed within two weeks.

I.A. No. 162829/2024: Abatement is set aside.

(NEETA SAPRA)
COURT MASTER (SH)

(ANU BHALLA)
COURT MASTER (NSH)