

REGISTRAR COURT NO. 2

LISTED ON: 02-02-2016

ITEM NO. : 75

SECTION XII A
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL(C) NOS. 10358-10359
OF 2015

WITH
PRAYER FOR INTERIM RELIEF

U.O.I

...Petitioner

-Versus-

DYAGALA DAVAMMA & ORS.

...Respondents

OFFICE REPORT

The matter above-mentioned was listed before the Hon'ble Court on 27th March, 2015, when the Court was pleased to pass the following Order:

“Permission to file SLP is granted.
Delay condoned.
Issue notice on the Special Leave Petitions as also on the prayer for Interim Relief.”

Subsequently matter above-mentioned was listed before the Ld. Registrar's Court on 23rd November, 2015, when the following order was passed :

“Respondent Nos. 20,73,88,127,134, 191 are reported to be dead. The learned counsel for the petitioner shall within a period of four weeks file an application for substitution to bring on record their Lrs.

Fresh steps for the service of notice by usual mode to the respondent Nos. 2,3 and 5 shall be taken by the learned counsel for the petitioner within a period of four weeks.

Ld. Counsel for the petitioner has filed an I.A for substitution for those respondents whose Lrs. have already been brought on record before Court below and hence before this Hon'ble Court it is not required.

List again on 2.2.2016.”

It is clarified that Respondent Nos. 2, 3 and 5 are already represented by Mr. Anil Kumar Tandale, Advocate.

It is further submitted that there are 235 common respondents in the matters. Mr. Anil Kumar Tandale, Advocate has entered appearance on behalf of respondent nos. 1 to 19, 21 to 72, 74 to 87, 89 to 126, 128 to 133, 135 to 174, 176 to 190 and 192 to 234 and also filed Counter Affidavit on their behalf and he has only on 27th August, 2015 filed copy of death certificate of deceased Respondent No. 19.

It is also submitted that Mr. Anil Kumar Tandale, Advocate has on 23rd April, 2015 filed copies of death certificate of Respondent nos. 20, 73, 88, 127 and 134 alongwith vakalatnama/appearance on behalf of lrs of deceased Respondent nos. 20, 73, 88, 127, 134 and 191 but counsel for the Petitioner has not filed application for substitution to bring on record the Lrs. of deceased Respondent Nos. 20, 73, 88, 127, 134 and 191 so far.

It is lastly submitted that Counsel for the Petitioner has not taken fresh steps for the effecting service on Respondent No. 235.

Service is not complete on Respondent Nos. 20, 73, 88, 127, 134, 191 and 235.

The aforesaid matter is listed before the Ld. Registrar's Court with this office report.

Dated this, the 29th day of January, 2016.

ASSISTANT REGISTRAR

Copy to:

1. Mr. S.N. Tardal, Advocate
2. Anil Kumar Tandale, Advocate
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ASSISTANT REGISTRAR