

SECTION IVB

Ch. matter
Listed on.
Court No.
Item No.

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

INTERLOCUTORY APPLICATION NOS. 1-3

(Application for substitution to bring on record Lrs. of deceased Respondent No. 1, application for condonation of delay in filing substitution and setting aside an abatement)

IN

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL)NO. 15530 OF 2015

WITH PRAYER FOR INTERIM RELIEF

Punjab Wakf Board

Petitioner(s)

Versus

Tarlochan Singh (Dead) thru. Lr. & Anr.

Respondent(s)

OFFICE REPORT

The applications alongwith matter above mentioned was listed before the Hon'ble Court(In Chamber) on 4.3.2016 when the court was pleased to pass the following order:-

" Issue notice on Ias(Application for substitution, c/delay in filing substitution application and setting aside an abatement).
Dasti, in addition, is permitted."

Accordingly, show cause notice was issued to all the 3 Lrs. of deceased Respondent No. 1 by Regd. A.D. Post as well as dasti. Unserved cover containing notice has been received with the following remarks:-

1. Lr. No. 1(i) – According to the statement of the resident of the house, the addressee does not stay at this address, as such returned.
2. Lr. No. 1(ii) – The addressee does not reside at this address, as such returned.

3. Neither A.D. Card nor unserved cover containing notice have been received back from Lr. No. 1(iii).

It is further submitted that counsel for the petitioner has on 27.10.2016 filed affidavit with proof of dasti service. As per the affidavit filed by counsel for the petitioner, service has been affected on Respondent Nos. 1(i) to 1(iii) but as per the report of Tamil Nazir, Amritsar they have refused to accept the notice and copy of the notice has been pasted at the door of the house.

Thereafter, the matter was lastly listed before the Ld. Registrar Court's on 23.11.2016 when the following order was passed:-

" Service of notice is complete on respondent Nos. 1(i) to 1(iii) in application for substitution but no one has entered appearance on their behalf. The said application shall be processed for listing before the Hon'ble Judge in Chambers for further directions. Await orders. List thereafter."

Service of show cause notice is complete on proposed Lrs., i.e., Respondent Nos. 1(i) to 1(iii).

The applications alongwith matter above mentioned is listed before the Hon'ble Court in Chamber with this office report.

Dated this the 20th day of December, 2016.

ASSISTANT REGISTRAR

Copy to :M/s Equity Lex Associates, Adv.

ASSISTANT REGISTRAR

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