

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Miscellaneous Application Nos.1326-1327 of 2017 in
Civil appeal Nos. 2369-2370/2010

SHEO KUMAR SHUKLA (D)

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH THROUGH
COLLECTOR & ORS.

Respondent(s)

(IA No. 120408/2017 - APP. FOR BRINGING ON-RECORD THE LEGAL HEIRS
OF DECEASED APPELLANT

IA No. 120402/2017 - APP. FOR SETTING ASIDE ABATEMENT

IA No. 120439/2017 - APPLICATION FOR CONDONATION OF DELAY

IA No. 46886/2020 - RESTORATION

IA No. 69146/2020 - SUBSTITUTED SERVICE)

Date : 16-10-2020 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V. RAMASUBRAMANIAN
[IN CHAMBER]

For Petitioner(s) Mr. Manan Kumar Mishra, Sr. Adv.
Mr. Manish Kumar Tiwari, Adv.
Mr. Krishna Kumar, Adv.
Ms. Nandani Gupta, Adv.
Dr. (Mrs.) Vipin Gupta, AOR

For Respondent(s) Ms. Abha R. Sharma, AOR

Mr. Tanmaya Agarwal, AOR
Mr. Wrick Chatterjee, Adv.

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

Vide order dated 27.07.2017, this Court dismissed
appeals as having abated due to the death of the appellant.
However, by the very same order liberty was granted to the
sole appellant to come up with applications for setting aside
abatement, condonation of delay and bring on record the legal
representatives.

Accordingly, Lrs. have come up with I.A. No. 120408/2017- for bring on record Lrs. of deceased appellant, I.A. No.120402/2017-for setting aside abatement and I.A. No. 120439/2017-condonation of delay.

Considering the liberty granted by this Court vide order dated 27.07.2017, said applications are allowed.

This Hon'ble Court vide order dated 19.02.2020, dismissed the appeals against Respondent Nos.1,3,4 & 7 in C.A. No. 2369/2010 and Respondent No.1 in C.A. No. 2370 of 2010 for non-prosecution. Now, counsel for the appellant has on 18.03.2020 filed I.A. No. 46886/2020, application for restoration of appeals against the said respondents.

I.A. No. 46886/2020 is allowed.

Application for substituted service in respect of Respondent No.1 in C.A. No. 2369 and 2370 of 2010 and Respondent 3,4 & 7 in C.A. No. 2369/2010 is also allowed.

(RAJNI MUKHI)
COURT MASTER (SH)

(DIPTI KHURANA)
COURT MASTER (NSH)