

ITEM NO.25

COURT NO.7

SECTION IV-B

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

Petition(s) for Special Leave to Appeal (C) No(s).21326-21327/2019

(Arising out of impugned final judgment and order dated 27-05-2019 in RSA No. 2901/2012 27-05-2019 in RSA No. 3881/2012 passed by the High Court Of Punjab & Haryana At Chandigarh)

RATTAN SINGH & ORS.

Petitioner(s)

VERSUS

NIRMAL GILL & ORS.

Respondent(s)

IA No. 134651/2019 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

WITH

SLP(C) No. 29775-29776/2019 (IV-B)

(IA No. 9137/2020 - EXEMPTION FROM FILING O.T.)

Date : 11-02-2020 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR

HON'BLE MR. JUSTICE DINESH MAHESHWARI

For Petitioner(s)
21326-27/2019

Mr. T.S. Doabia, Sr. Adv.
Mr. Jagjit Singh Chhabra, AOR
Mr. Saksham Maheshwari, Adv.

SC 29775-76/2019

Mr. Dinesh Verma, Adv.
Mr. Rajat Sharma, Adv.
Mr. Subhasish Bhowmick, AOR

For Respondent(s)

Ms. Nirmal Gill, In-person

Mr. T.S. Doabia, Sr. Adv.
Mr. Jagjit Singh Chhabra, AOR
Mr. Saksham Maheshwari, Adv.

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

I.A. Nos.17458 & 17463/2020 in SLP(C) Nos.21326-21327/2019 and I.A. No.17472/2020 in SLP(C)Nos.29775-29776/2019

These applications have been filed by
plaintiff/respondent No.1 (Nirmal Gill) for

deletion of proforma respondents mentioned in the application(s).

Counsel for the petitioners has invited our attention to the Punjab Amendment to Rule 4 of Order XXII of Code of Civil Procedure, in terms whereof contends learned counsel, it is possible to proceed with the hearing of the petitions as against the deceased respondents as the proceedings would not abate as a whole.

These applications are accordingly allowed. Cause-title be amended accordingly.

Office report indicates that some of the respondents in concerned petitions, who were not represented before this Court through advocate, have refused to accept notice. That be treated as good service and the matter can proceed against them ex-parte.

Office report further indicates that some of the respondents could not be served as the envelope sent on their last known address has been returned with endorsement 'left'.

On an oral request made by the counsel for the petitioners, in the interest of justice, the petitioners are permitted to serve notice through

publication in local newspapers having wide circulation, one in vernacular language 'Daily Ajit' and one in English 'The Tribune'. This be done within two weeks from today.

The notice through publication is made returnable on 03.03.2020.

(NEETU KHAJURIA)
COURT MASTER

(VIDYA NEGI)
COURT MASTER