

SUPREME COURT OF INDIA

No.F.146/Judl./2015.
Dated : July 22, 2015.

C I R C U L A R

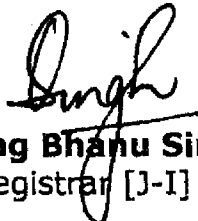
In order to streamline the work in relation to preparation and drawing up of formal orders in consonance with Order XII of the Supreme Court Rules, 2013, and to follow uniform practice in the Registry, the competent Authority, in supersession of and in modification of earlier directions, if any, has been pleased to direct that, henceforth, the procedure in relation to transmission of orders of this Hon'ble Court to the Court below/Tribunal/Authority, as indicated below, shall be followed:

- [a] formal order shall be drawn up in accordance with the judgment pronounced by the Hon'ble Court, after the case has been heard, in terms of Order XII of the Supreme Court Rules, 2013;
- [b] the practice of preparation and drawing up of formal orders in accordance with the order, or Record of Proceeding made pursuant to the order of the Hon'ble Court, at the S.L.P./admission/notice stage or at a stage prior to the pronouncement of judgment, as adumbrated in Order XII Rule(1) of the Supreme Court Rules, 2013, as the case may be, stands discontinued;
- [c] a computer generated dismissal letter shall be sent to the Court/Tribunal/Authority concerned in case of dismissal of a special leave petition/matter *in limine* and where no directions have been given by the Hon'ble Court; and

....2/-

[d] in cases where stay/interim order/directions have been given by the Hon'ble Court, at the S.L.P./admission/notice stage or at a stage prior to the pronouncement of judgment, as adumbrated in Order XII Rule (1) of the Rules, and except as indicated at [c] above, certified copy of the Record of Proceeding/Order along with schedule containing full cause title of the parties may be sent to the Court/Tribunal/Authority concerned informing therewith the parties against whom and in whose favour the order has been passed by the Hon'ble Court.

The aforesaid directions shall be scrupulously followed and breach thereof would entail disciplinary action.


[Chirag Bhanu Singh]
Registrar [J-1]

Copy to:
All concerned.

SUPREME COURT OF INDIA

No.F.146A/Judl./2015.

Dated : July 24, 2015.

C I R C U L A R

In the Circular No.F.146/Judl./2015 dated 22nd July, 2015,
clause [d], which read as,

"in cases where stay/interim order/directions have been given by the Hon'ble Court, at the S.L.P./admission/notice stage or at a stage prior to the pronouncement of judgment, as adumbrated in Order XII Rule (1) of the Rules, and except as indicated at [c] above, certified copy of the Record of Proceeding/Order along with schedule containing full cause title of the parties may be sent to the Court/Tribunal/Authority concerned informing therewith the parties against whom and in whose favour the order has been passed by the Hon'ble Court."

shall read as:

"[d] in cases where stay/interim order/directions have been given by the Hon'ble Court, at the S.L.P./admission/notice stage or at a stage prior to the pronouncement of judgment, as adumbrated in Order XII Rule (1) of the Rules, and except as indicated at [c] above, certified copy of the Record of Proceeding/Order along with schedule containing full cause title of the parties may be sent to the Court/Tribunal/Authority concerned."


[Chirag Bhanu Singh]
Registrar [J-I]

Copy to:
All concerned.

SUPREME COURT OF INDIA

No.F.147/Judl./2015.
Dated : July 27, 2015.

CIRCULAR

The interlocutory applications in relation to bringing on record the legal heirs/representatives of a deceased party, by way of substitution, are being processed by endorsing the notice of motion.

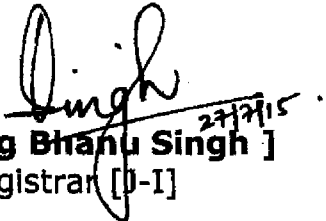
Order XI of the Supreme Court Rules, 2013, states that an applicant may seek an *ad-interim ex-parte* order in the notice of motion in cases where the delay caused by notice would or might entail serious hardship and the Hon'ble Court, if satisfied upon affidavit or otherwise that the delay caused by notice would entail serious hardship, may make an order *ex-parte* upon such terms as to costs or otherwise, and subject to such undertaking being given, if any, as the Hon'ble Court may think just, pending orders on the motion after notice to the parties affected thereby.

The notice of motion is required to be endorsed in cases where a party has sought *ad-interim ex-parte* order and where the delay caused by notice would or might entail serious hardship and not otherwise. In cases of substitution occasioned on account of the death of a party and where an application to bring on record legal heir(s)/representative(s) of the deceased party is alone filed and is not accompanied by an application seeking *ad-interim ex-parte* order, in such cases, the application as regards substitution shall be processed for listing, within three days of its filing, under Order V of the Supreme Court Rules, 2013, *sans* endorsement of notice of motion. Consequent

upon the orders of the Hon'ble Court bringing on record the legal heir(s)/representative(s) of a deceased party, the Registry shall send notice to the said parties along with a copy of the petition/appeal, which will be furnished by the advocate for the petitioner(s)/appellant(s) in case such an application is preferred on behalf of the petitioner(s)/appellant(s). In case the proposed legal heir(s)/representative(s) of a deceased party are represented, no further notice shall issue.

The aforesaid directions shall be scrupulously followed and breach thereof would entail disciplinary action.


[**M.V. Ramesh**]
Registrar [J-II]


[**Chirag Bhanu Singh**]
Registrar [J-I]

Copy to:
All concerned.