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Jan 23 2025

SC Court of Appeals

IN THE COURT OF APPEALS
STATE OF SOUTH CAROLINA
Columbia, South Carolina

Case No.: #2024-000269

Kalishwar Das, Appellant

v.

York County (for Ms. Jennifer Colton), Appellee

MOTION TO INCLUDE RELEVANT NEW DEVELOPMENTS INTO THE APPELLANT'S
FINAL REPLY FOR COMPREHENSIVE CONSIDERATION

TO THE HONORABLE COURT OF APPEALS:

The Appellant respectfully moves this Court to grant permission to include critical new developments that have arisen as a direct consequence of filing this appeal. Specifically, the Appellant seeks to present evidence of retaliatory actions taken within the Circuit Court, which have adversely affected the Appellant's lawful interests and significantly heightened the security concerns and systemic bias highlighted in this appeal.

1. Basis for the Motion:

a. Recent Retaliatory Patterns:

Since the filing of this appeal, judicial actions within the Circuit Court have demonstrated procedural retaliation against the Appellant. Notable decisions, including rulings on domestication and IIED claims, dismissed valid motions "with prejudice," appearing to favor the Appellee. These actions jeopardize the Appellant's rights and raise concerns of judicial bias and conflict of interest, which are central to this appeal.

The judgment under domestication remains under active challenge in North Carolina for being fraudulently procured without a valid lease and with the moving party

lacking legal standing (NCRCP Rule 60(d)(3)). Despite these critical facts, the Circuit Court has continued to act in a manner that undermines the Appellant's constitutional rights and reinforces systemic discrimination in conflict of interest –as the claim of this Appeal which needs to be included in the Appeal petition.

b. Impact on Security and Stability:

The retaliatory measures have directly endangered the Appellant's personal security, family peace, and financial stability. These developments further substantiate the claims of judicial impropriety raised in this appeal, demonstrating a broader pattern of discrimination and conflict of interest that requires immediate attention.

c. Relevance to the Appeal:

These new facts directly align with the Appellant's claims of systemic bias and conflict of interest within the judicial process. They also emphasize the necessity for this Court to ensure a thorough and impartial review, particularly as the domestication case remains unresolved and poses a significant risk to the Appellant's legal interests and constitutional rights.

2. Need for Adjustment:

- The inclusion of these developments ensures this Court is fully informed of the evolving judicial context surrounding the Appellant's case.
- These facts provide critical insights into the broader pattern of systemic bias and retaliation, strengthening the Appellant's arguments.

3. Relief Sought:

The Appellant respectfully requests this Court to:

1. Grant permission to include these critical new developments for comprehensive consideration.

2. Allow the Appellant to submit detailed evidence of retaliatory actions within the Circuit Court and their connection to the claims of systemic bias and discrimination raised in this appeal.

4. No Prejudice to Respondent:

This adjustment seeks only to provide the Court with the necessary context to ensure impartial adjudication and does not intend to delay proceedings or prejudice the Respondent.

WHEREFORE, the Appellant prays this Honorable Court grant this motion to include the relevant new crucial developments into the Appellant's replying petition for court's comprehensive consideration and allow the inclusion of detailed evidence to substantiate these claims.

Respectfully submitted,

January 21st, 2025

/s/ kalishwar das

Kalishwar Das (Appellant)

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Certificate of Service

I certify that a copy of this motion has been served upon defense Attorney in compliance with the applicable rules of procedure on this 21st day of January 2025.

/s/ kalishwar das

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