

MACP No.586/19
Farhan Khan Vs. Mintu Kumar & Ors.

19.12.2023

Present : Sh. Ashok Kumar, proxy Counsel for petitioner.
Sh.Rajat Tripathi, Ld. Counsel for R-2 / insurer.
Ms. Kajal Sahu, proxy counsel for R-5.

Petitioner has not taken steps. It is submitted by counsel for respondents that the claim petition may be dismissed as neither cost imposed has been paid nor steps have been taken by the petitioner despite last opportunity granted.

Adjournment sought by proxy counsel for petitioner. It is seen that petitioner and counsel for petitioner has not been appearing for last several dates and further cost has not been paid as imposed vide order dated 07.01.2021 and 07.10.2023. Despite specific direction given by Ld. Predecessor , petitioner failed to comply with the direction give vide order dated 07.01.2021 and it was clarified vide order 16.05.2021 that in case petitioner fails to comply with the directions, petition may deserves to be dismissal for non prosecution and thereafter an application under Order 1 Rule 10 CPC was moved on behalf of the petitioner. No report on dasti process was filed by the petitioner at any point of time. Nobody has unfettered right over the precious time of the Tribunal.

Put up for appearance of petitioner at 2 pm.

(Mayuri Singh)
PO MACT (East)/KKD
Delhi/19.12.2023

At 2.05 pm.

Present : Sh. Pankaj Kumar Tiwari, Counsel for petitioner.

It is submitted that cost shall be deposited within 2 days and seeks time to move appropriate application for substituted service of R-, R-2 and R-4 with appropriate affidavit regarding the last known address.

In view of the submission made, be put up for further proceedings on 05.02.2024.

(Mayuri Singh)
PO MACT (East)/KKD
Delhi/19.12.2023