

Present: Sh. Ishan Chauhan Advocate for Sh. Kulbir Singh
Minhas Advocate for the petitioner.
Sh. Abhishek Sharma Advocate for respondents No.2, 3, 4,
7, 8, 9 and 27.
Sh. Rakesh Aggarwal Advocate for the respondent No.33.
Sh. Gurpreet Singh Ld. Government Pleader for
the respondent No.38.

Sh. Abhishek Sharma Advocate, has put in appearance on behalf of the respondent No.2, 3, 4, 7, 8, 9 and 27 and has filed power of attorney, which is taken on record.

Sh. Rakesh Aggarwal Advocate, has put in appearance on behalf of the respondent No.33 and has filed power of attorney, which is taken on record.

Ld. Government Pleader has submitted that his presence may be marked on behalf of the respondent No.38. Request is considered and allowed.

Notice issued to the respondents No.10, 15, 18, 20, 21, 24, 29, 34, and 36 is received back duly served. Despite repeatedly calling the present case since morning, neither the respondents No.10, 15, 18, 20, 21, 24, 29, 34, and 36 nor any other person has put in appearance on behalf of the respondents No.10, 15, 18, 20, 21, 24, 29, 34, and 36. Its fourth call. Therefore, the respondents No.10, 15, 18, 20, 21, 24, 29, 34, and 36 are proceeded against exparte.

Notice issued to the respondents No.5 is received back with the report that he has been served through his son Surjit Singh. Notice issued to the respondents No.17 is received back with the report that he has been served through his son Amar Singh. Notice issued to the respondents No.11 and 12 is received back with the report they have been served through their mothers Santosh Kumari. Notice issued to the respondents No.13 is received back with the report he has been served through his brother Ram Kishan. Notice issued to the respondents No.16

is received back with the report he has been served through his wife Tripta Devi. Notice issued to the respondents No.22, 23 and 35 is received back with the report they have been served through their brother Kishore Chand. Notice issued to the respondents No.28, 30, 31 and 32 is received back with the report they have been served through their brother Ashwani Kumar. Notice issued to the respondents No.19 is received back with the report he has been served through his daughter in law Neelam Devi. Notice issued to the respondents No.25 is received back with the report that she has been served through brother in law Kishore Chand. Notice issued to the respondents No.26 is received back with the report he has been served through his uncle Kishore Chand. As service has been effected upon the aforesaid respondents through their family members, a presumption of due service of notice is hereby raised and the aforesaid respondents are held to be duly served. Despite repeatedly calling the present case since morning, neither the respondents No.5, 11, 12,13,16, 17 19, 22, 23, 25, 26, 28, 30, 31, 32, and 35 nor any other person has put in appearance on behalf of the respondents No.5, 11, 12,13, 16, 17, 19, 22, 23, 25, 26, 28, 30, 31, 32, and 35. Therefore, the respondents No. No.5, 11, 12, 13, 16, 17, 19, 22, 23, 25, 26, 28, 30, 31, 32, and 35 are proceeded against exparte.

Notice issued to the respondents No.1, 6, and 14 is received back with the report that the respondents No.1, 6, and 14 have been died. The petitioner is directed to file an application for impleadment of LR's of the respondents No.1, 6 and 14 on the date fixed.

Fresh notice to the respondents No.37 be issued for 13.05.2019 through ordinary process as well as on furnishing of RC/AD and speed post for production of arbitration record on the date fixed.

Date of Order: 29.03.2019

Kavita

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(Parminder Singh Grewal)
Addl.District and Sessions Judge-VI
UID NO . PB0438