

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

FA No. 393 of 2016

Suresh Kothari **Versus** State Of Chhattisgarh

05/01/2022	<p>Shri Malay Shrivastava, counsel for the appellant.</p> <p>Shri Ashutosh Mishra, PL for the State.</p> <p>Shri Goutam Khetrapal, counsel for respondent No.2 Smt. Sangita Tandon (since deceased).</p> <p>Shri Goutam Khetrapal, learned counsel submits that he do not want to press application I.A. No.3/2018 which is an application for taking appropriate action against the process server, however considering the nature of complaint which is alleged in the application, comment in respect of service of notice No. 777/14602 from Shri Bhojram Mahipal, process server, Family Court, Durg with affidavit be called for through the District Judge, Durg if he is still in service. The report of Naib Nazir, Office of District and Sessions Judge, Durg be also called for.</p> <p>Learned counsel for the appellant submits that there is some confusion as to whether application for setting aside abatement alongwith an application to condone the delay and application under Order 22 Rule 4 of CPC was filed by the clerk or not, though it was prepared, so prayed for time to verify the same.</p> <p>List the case after two weeks.</p> <p>Sd/- (Goutam Bhaduri) Judge</p> <p>Sd/- (Rajani Dubey) Judge</p>
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