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FARAD CONTINUATION SHEET NO.
THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

31

INTERIM APPLICATION NO. 11398 OF 2025
IN
FIRST APPEAL (STAMP) NO. 26115 OF 2025

Office Notes, Office Memoranda of Coram,
appearance, Court's Orders or directions and
Registrar's orders

Court's or Judge's order

CORAM : SHRI. M.S. DESHPANDE
REGISTRAR (JUDL -II)

DATE : 07/05/2026

None Present

The notices of respondent Nos. 1 and 2 are returned unserved. Therefore, the above numbered Interim Application is listed on the board of registrar for second time for taking steps for service of notices upon unserved respondent Nos. 1 and 2. However, learned advocate for applicant has neither taken any steps nor supplied proper and correct addresses of respondent Nos. 1 and 2.

In view of provisions under Chapter VII, Rule 6 (1) (e) of the Bombay High Court, Appellate Side Rules, 1960, Immediately after the expiry of the period prescribed under the foregoing sub-rule of this rule for taking the requisite steps for the issue of fresh notice or supplying postal stamps to cover the postal and registration charges, the office shall place before the Registrar all such matters in which steps have not been taken for the issue of fresh notices or the postal stamps to cover the postal and registration charges have not been supplied within the prescribed time, and the

Registrar shall dismiss the matter for failure to prosecute.:

As such, the prescribed time to take steps for service of notices upon unserved respondent Nos. 1 and 2 as provided under Rule 1960 has been expired. 02 weeks time was granted, but all in vain. The matter is lying idle without any progress for want of taking steps. However, instead of passing order of dismissal outrightly, it would be just and proper to give one more opportunity to take steps for service of notices upon unserved respondent Nos. 1 and 2.

In turn, learned advocate for the appellant is directed to take appropriate steps for service of notices upon unserved respondent Nos. 1 and 2 within 02 weeks (excluding summer vacation) without fail. On failure, Interim Application would stand dismissed against unserved respondent Nos. 1 and 2 without further reference to the Court of Registrar.

Sd/-
REGISTRAR (JUDL-II)

sat-R(J-II)-07.05.2026