

IN THE HIGH COURT OF JHARKHAND AT RANCHI
S.A. No.04 of 2019

Md. Safique & Others				Appellants
<i>Versus</i>				
Md. Hashim & Others				Respondents

CORAM : HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Appellants : Mr. Ashim Kr. Sahani, Advocate
For the Respondents : Mr. Nehru Mahato, Advocate

Order No:-08 Dated:-18-07-2024

I.A. No.2223 of 2023

Heard the parties.

No one turns up on behalf of the party who has filed this interlocutory application.

Accordingly, this interlocutory application is rejected as not pressed.

(Anil Kumar Choudhary, J.)

S.A. No.04 of 2019

Notice issued to the respondent No.7 in the matter of limitation has returned with the report that the said respondent has died since long but no prayer for substitution of the said respondent has been made as yet.

Under such circumstances, this appeal abates against the respondent No.7.

Notice issued to respondent No.2 in the matter of limitation has not been validly served.

Issue fresh notice to the respondent No.2 in the matter of limitation.

The appellants are directed to file fresh requisites for service of notice upon the respondent No.2 in the matter of limitation by registered post with A/D as well as under process of the court within two weeks failing which; this appeal shall stand dismissed without further reference to the Bench.

Rule is made returnable within six weeks.

In case the requisites are filed, list this appeal after receipt of the service report of the notice issued to the said respondent.

Animesh/

(Anil Kumar Choudhary, J.)