

Mr. Amar Kumar Sinha, Advocate has filed power on behalf of the legal representatives of the deceased appellant no.1.

This interlocutory application is disposed of accordingly.

(Anil Kumar Choudhary, J.)

S.A. No. 203 of 2008

Heard the parties.

Perusal of the record reveals that the notice issued to the respondent no.2 has returned with the endorsement that he has died since long but not prayer for substitution has been made as yet.

Hence, this appeal abates against the deceased respondent no.2.

Notice issued to the respondent no.6 has returned with the endorsement that no such addressee exist in the given address to which the notice was sent.

Issue fresh notice to the respondent no. 6.

The appellant is directed to file fresh requisites for service of notice on the respondent no. 6 in correct and present address by registered post with A/D as well as under ordinary process within two weeks failing which; this appeal shall stand dismissed without further reference to the Bench.

Rule is made returnable within six weeks.

List this appeal after receipt of the service report of the notice issued to the respondent no.6.