

For 26.2.2015

SECTION - XVI
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO. 3441 OF 2006

M/s. Waive Industries Pvt. Ltd.

...Appellants

VERSUS

Mubarak Mazdoor (Since dead) through L.Rs.

...Respondents

OFFICE REPORT

The matter above-mentioned was listed before the Ld. Registrar Court on 20.11.2014, When he was pleased to pass the following Order:

“Despite order by the Registrar's Court on 8.8.2014 counsel for the appellant has not filed application for substituted service through publication in respect of the legal representative Nos.1 to 3 of deceased sole respondent. As requested, time extended by four weeks.

List again on 14.1.2015.”

It is submitted that in pursuance of the order quoted above Counsel for the appellant has on 13.12.2014 filed application for substituted service through publication in respect of L.Rs. Nos.1 to 3 of deceased sole respondent and same was placed before Ld. Registrar J-II and Ld. Registrar vide its Order dated 7.1.2015 allowed the application. Accordingly notice was handed over to counsel for the appellant on 9.1.2015 to effect the service of notice on L.Rs. Nos.1 to 3 by way of publication and file Affidavit with proof of service within 28 days.

It is further submitted that counsel for the Appellant has not filed Affidavit with Proof of service so far.

The matter is listed before the Ld. Registrar with this report.

Dated this the 25th day of February, 2015.

ASSISTANT REGISTRAR

Copy to:-Mr. Vivek Gupta, Advocate

ASSISTANT REGISTRAR