

1

SLP(C)No. 3183 OF 2004
ITEM No.9

Court No. 1

SECTION IVB
A/N MATTER

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.3183/2004

(From the judgement and order dated 16/10/2003 in RSA 3602/03
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

MOHD. JUBER & ORS.

Petitioner (s)

VERSUS

BADRI PRASAD & ORS.

Respondent (s)

(With Appln(s). for permission to place addl. documents on record)
(With prayer for interim relief)

Date : 18/03/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE H.K. SEMA
HON'BLE MR. JUSTICE G.P. MATHUR

For Petitioner (s)Mr. S.B.Sanyal, Sr. Adv.
Mr. Raj Kumar Gupta, Adv.
Mr. Sheo Kumar Gupta, Adv.
Mr. Bhanu Pratap Gupta, Adv.
Mr. A.N. Bardiyar, Adv.

For Respondent (s)Mr. R.K.Jain, Sr. Adv.
Mr. O.P. Saxena, Adv.
Mr. M.A.Chinnasamy, Adv.

UPON hearing counsel the Court made the following

O R D E R

Respondent Nos. 2, 5, 6 and 9 remain to be served. The learned counsel appearing for the contesting respondents states that these respondents have died respectively on 8.3.2001, 3.1.2000, 12.5.1999 and before 2003. On the other hand, on behalf of the petitioners an affidavit of one Mr. Imran Khan has been filed stating that he tendered the notices addressed to these respondents and they all refused to accept the notices and, therefore, service is complete. The same fact is stated on affidavit by Mr. Mohd. Juber, petitioner No. 1.

The learned counsel for the petitioners may have specific instructions and make a correct statement of facts within four weeks.

List on 11th April, 2005.

Learned counsel for the respondent No. 1 states that till the next date further steps in execution proceedings shall not be taken.

(Ajay Kr. Jain)
(Radha R. Bhatia)

Court Master
Court Master

1

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(Ajay Kr. Jain)
(Radha R. Bhatia)
Court Master
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