

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

BEFORE THE REGISTRAR S.G. SHAH

Petition(s) for Special Leave to Appeal (Civil) No(s).2910/2005
(From the judgement and order dated 24/09/2004 in SA No. 226/1989
of The HIGH COURT OF BOMBAY AT AURANGABAD)

ANJANABAI

Petitioner(s)

VERSUS

GHOMTU MOHAN PATIL (D) BY LRS.

Respondent(s)

(With prayer for interim relief and office report)

Date: 23/11/2006 This Petition was called on for hearing today.

For Petitioner(s)

Mr. Shivaji M. Jadhav, Adv.

For Respondent(s)

Mr. Hemal K. Sheth, Adv.
M/S. Lawyer'S Knit & Co, Adv.

UPON hearing counsel the Court made the following
O R D E R

It seems that endorsement regarding refusal of notice on registered cover in English is endorsed by somebody else and not by the serving postman who has endorsed the reason for non-service in vernacular language. In view of such fact, petitioner is requesting for dasti service to unserved respondent. Request is allowed.

On verifying the cause title it becomes clear that unserved respondent Nos. 1(b), 1(c) and 1(d) as stated as respondent Nos. 2 to 4 in the office report are also legal heirs of the same deceased respondent with respondent No. 1(a) for whom M/s. Lawyer'S Knit & Co. has filed

appearance and counter affidavit. They are directed to disclose on oath about the correct addresses of the other legal representatives of original respondent No. 1 who is original defendant in the trial court.

..2/-

-2-

Petitioner is directed to verify the name more particularly spelling of all such parties and to rectify the errors, if any, at the earliest. Respondent No. 1(a) may disclose the addresses before 7.12.2006 on receipt of which, Office is directed to issue fresh notice. Dasti service in addition is allowed as prayed for.

Matter be listed before this Court on 25.1.2007.

(S.G.SHAH)

Registrar