

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 M.K. HANJURA

Petition(s) for Special Leave to Appeal (Civil)
No(s).13040-13041/2013

SHAMIMUDDIN & ORS.

Petitioner(s)

VERSUS

SHARWAN KUMAR & ORS.

Respondent(s)

(With appln(s) for permission to place addl. documents on record, permission to file additional documents and prayer for interim relief and office report)

Date: 01/05/2014 These Petitions were called on for hearing today.

For Petitioner(s) Mr.Rashid M.Khan,adv.
Mr. Rabin Majumder,Adv.

For Respondent(s) Mr.Deepak Mishra,adv.
Mr. Dinesh Kumar Garg,Adv.

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

Ld.counsel for the petitioners and the learned counsel for the respondent No.34 are present.

What gets revealed from the perusal of the office report is that although by order dated 3rd February,14 of this Court, the respondent No.34 was given last opportunity to file the counter affidavit, yet he has not done the needful so far. Therefore, no further opportunity is warranted to be given to him for filing the counter affidavit taking into consideration the rule position.

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The office report further is that as reported by the concerned District Court the respondent nos. 7 and 26 have refused to accept the notice. This refusal constitutes proper service. The said District Court has further reported that the respondent Nos. 6, 23 and 45 could not be served as they are either untreacable or have shifted to another place. Ld. Counsel for the petitioners is directed to file the fresh particulars of these respondent and take further steps for the service of notice to them within a period of four weeks failing which appropriate orders shall follow on the next date.

List again on 22.08.2014.

(M.K.HANJURA)
Registrar