

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 B. SUDHEENDRA KUMAR

Petition(s) for Special Leave to Appeal (Crl) No(s).942/2007

MANOJ KUMAR

Petitioner(s)

VERSUS

SUNIL KUMAR & ORS.

Respondent(s)

(With appln(s) for stay and office report)

Date: 13/03/2007 This Petition was called on for hearing today.

For Petitioner(s) Mr. V.K. Biju, Adv.

Mr. Dinesh Kumar Garg, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

The learned counsel for the petitioner has submitted that the affidavit of service filed by the petitioner stating that respondent Nos. 1 and 2 have refused to accept the notice to be treated as deemed service.

P.C. Since there is no provision under Rule 9(A) of Order V, C.

corresponding to sub-rule (5) of Rule 9 of Order V, CPC to pass any such

declaration, I am not inclined to declare that respondent Nos. 1 and 2 are

deemed to have been served.

The petitioner shall take fresh steps within two weeks to complete

the service of notice.

List again on 17.4.2007.

(B. Sudheendra Kumar)

Registrar

rd