

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

I.A.NO.1 IN Petition(s) for Special Leave to Appeal (Civil).../2009
CC 4823/2009

SURESH & ORS. Petitioner(s)

VERSUS

DY.DIRECTOR OF CONSOLIDATION & ORS. Respondent(s)

(With appln(s) for permission to file SLP,c/delay in filing
substitution appln.,substitution of L.Rs of the deceased
respondent,substitution of deceased petitioner and office report)

Date: 04/03/2011 This Petition was called on for hearing today.

For Petitioner(s)

Ms Asha Upadhyay, Adv.
Mr. R.D. Upadhyay,Adv.

For Respondent(s)

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

Matter is pending since 2009 for confirmation of service of unserved respondent. Record confirms that repeatedly time was granted to the petitioner to confirm service of the unserved respondent and to furnish fresh address of the unserved respondent since 6.10.2009. By order dated 1.12.2009, two weeks' time was granted as last chance . Instead of disclosing better and correct address, petitioner has simply paid additional process fee thereafter and therefore notices could not been served. There is disclosure on record that now

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petitioner No.5 is no more.After 31.3.2010, it seems that no steps are taken to bring on record the legal heirs of the said litigant.

By order dated 5.7.2010, fresh dasti was allowed. Even

thereafter notices could not be served till then. By order dated 19.1.2011 again petitioner was permitted to take fresh steps further. For the last six weeks petitioner has failed to take appropriate steps to see how respondent can be served. Considering that matter is pending for confirmation of service for the last two years, no further time can be granted.

List before the Hon'ble Judge in Chamber for non-prosecution.

(S.G.SHAH)
Registrar

hj