

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS  
BEFORE THE REGISTRAR S.G. SHAH

CIVIL APPEAL NO(s). 1004 OF 2007  
UNION OF INDIA Appellant (s)

VERSUS

M/S UTTARANCHAL FORGINGS INDUSTRY & ORS

Respondent(s)

Date: 05/12/2008 This Appeal was called on for hearing today.

For Appellant(s)

Mr. B. Krishna Prasad, Adv.

Mr. Arvind Kumar Shukla, Adv.

For Respondent(s)

Mr. M.P.Devanath, Adv.

Mrs. Sureshta Bagga ,Adv

UPON hearing counsel the Court made the following  
ORDER

The interim application filed by the petitioner on 17.10.2008 for public notice to unserved respondent No. 3 is allowed, as prayed for.

Public notice be issued accordingly.

However, considering the fact that the unserved respondent No.3 has filed the original writ petition as the Court petitioner with the served respondent through one Mr. S.P. Dixit, as Power of Attorney holder of respondent NO.3 and since he is served as the partner of respondent No.1, the petitioner has to supply further information for unserved respondent No.3 and the same shall be disclosed on record before the next date.

List on 22.01.2009.

It is surprising to note that though unserved respondent No.3 is to be served, the Power of Attorney holder Mr. S.P. Dixit has very well been served by notice of respondent No.1, as his partner. Unfortunately, the petitioner has stated that they are unable to serve respondent No.3.

Additional notice be forwarded to the District Court, Dehradun for affecting service upon unserved respondent NO.3 even by affixing the notice at his given address and to file proper report as provided in the Civil Procedure Code.

Item No. 77

-2-

It is unfortunate that though notice for respondent No.5 is served upon the same as it is Power of Attorney holder information of the .....respondent NO. 3 for which also the same person is holding Power of Attorney since he has himself filed the writ petition before the High Court.

ak

(S.G.SHAH)  
Registrar