&ITEM NO.6 REGISTRAR COURT.1 SECTION IVA

SUPR EME COUR T OF I ND I A
RECORD OF PROCEEDINGS

BEFORE THE REGISTRAR S.G. SHAH

Petition(s) for Special Leave to Appeal (Civil) No(s).13285/2006

(From the judgement and order dated 13/12/2004 in SA No. 130/2004
of The HIGH COURT OF CHATTISGARH AT BILASPUR)

BUTIRAM Petitioner(s)

VERSUS

KIRTAN & ORS. Respondent(s)
(With office report)

Date: 26/07/2011 This Petition was called on for hearing today.

For Petitioner(s)
Ms. Mridula Ray Bharadwaj,Adv.

For Respondent(s)
Mr. Rameshwar Prasad Goyal,Adv.
Mrs K.Sharda Devi ,Adv
Mr. Dharmendra Kumar Sinha ,Adv

UPON hearing counsel the Court made the following
ORDER

Registry is directed not to list any application which is defective before any court. Such application is to be treated as not filed at all. Thereby list this matter before the Hon'ble Judge in Chambers for appropriate order of abatement against respondent who is no more.

Matter is pending since 2006 for confirming service upon unserved respondent. Learned counsel for the petitioner is not certain that whether such respondents are served or not. Hon'ble Court has ordered to issue notice on 28th July, 2006. In May, 2009 Hon'ble Chamber Judge has specifically granted 12 weeks time for bringing Lrs. Of 4 respondent on record confirming that

failing compliance, petition against respondent no. 4 shall stand dismissed.

Registry has to report to the undersigned why this order is not complied with till date.

By an order dated 24th September, 2008, it was noticed that petitioner has failed to take steps against respondent nos. 9 to 11 even after sufficient time has been granted till date. In view of such factual details and in absence of actions being taken by the petitioner for 6 years to confirm service, list the matter before Hon'ble Judge in Chambers for non-prosecution against unserved respondents.

(S.G. Shah)
Registrar

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