

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

Petition(s) for Special Leave to Appeal (Civil) No(s).4060/2006

CHEMPLAST SANMAR LTD.,

Petitioner(s)

VERSUS

ALIMUTHU & ORS.

Respondent(s)

(With appln(s) for c/delay in filing appl. for bringing LRs on record,bringing LRs on record and prayer for interim relief and office report)

Date: 03/11/2011 This Petition was called on for hearing today.

For Petitioner(s)

Mr V Vasudevan, Adv.
Mr. T. Harish Kumar,Adv.

For Respondent(s)

Mr. S.R. Setia,Adv.

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

Matter is pending since the year 2006. There is an interim order in favour of the petitioner since 6.3.2006. Matter was repeatedly adjourned for confirming service on several respondents. However, petitioner has failed to confirm service on unserved respondents for more than four years. It is the primary duty of the petitioner to see that all the respondents are served when they want some legal order against such respondents and more particularly when there is ex party interim order in their favour.

In the present case matter is pending for paper publication of substituted service since long. Repeatedly time

Item No.4

was granted for the purpose. Matter was lastly listed on 21.9.2011 i.e., before six weeks. In view of such fact, if proper proof of service is not filed on record on or before

29.11.2011, list before the Hon'ble Judge in Chambers for non-prosecution against unserved respondents.

Similarly for respondent Nos. 51,55 and 77, petitioner has failed to take appropriate steps . If proper steps are not taken before 29.11.2011, list before the Hon'ble Judge in Chambers for non-prosecution or an order for abatement, without waiting for any formal order to that effect from this Court.

(S.G.SHAH)
REGISTRAR

hj