

SECTION-IIA  
IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (CRL.) NO. 3362 OF 2013

STATE OF CHHATTISGARH

...PETITIONER

VERSUS

SHIV KUMAR

...RESPONDENT

OFFICE REPORT ON DEFAULT

The matter above-mentioned was listed before the Hon'ble Court on 8<sup>th</sup> April, 2014, when the Court was pleased to pass the following order:-

**“Delay condoned.  
Issue notice.”**

Accordingly, show cause notice was issued to sole respondent through Registered AD post.

It is submitted that unserved cover containing said notice has been received back with the postal remark “Addressee has expired, hence returned to the sender”.

The matter was listed before the Court of Registrar on 11<sup>th</sup> November, 2013, when the following order was passed:-

**“The notice addressed to the sole respondent has been returned unserved with an endorsement that “the addressee has expired”. The state is directed to produce the death certificate.**

**List the matter on 6.01.2014.”**

It is submitted that counsel for the petitioner has not filed death certificate of the sole respondent, so far. The matter was therefore listed before the Registrar's Court from time to time and lastly listed on 13<sup>th</sup> November, 2014, when the following order was passed:-

**“The office report indicates that although by order dated 27.8.2014 of this Court four weeks time, as last chance was given to the learned counsel for the petitioner to comply with the terms of the Office Report, yet he has not done the needful so far. Viewed in that context, the matter shall be listed before the Hon'ble Judge in Chambers for further future directions. Await orders. List thereafter.”**

It is lastly submitted that counsel for the petitioner has not filed death certificate of sole respondent till date.

The default as aforesaid is listed before the Hon'ble Judge-in-Chamber with this office report.

Dated this the 17<sup>th</sup> day of November, 2014.

ASSISTANT REGISTRAR

Copy to :-  
Mr. Pawanshree Agrawal, Advocate.

ASSISTANT REGISTRAR

C3/pa