

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 B.SUDHEENDRA KUMAR

CIVIL APPEAL NO(s). 2293 OF 2005

DHANRAJ SINGH CHOUDAHRY

Appellant (s)

VERSUS

NATHULAL VISHWAKARMA

Respondent(s)

(With appln(s) for stay and office report )

WITH Civil Appeal NO. 4484 of 2005

(With office report)

Date: 21/09/2006 This Appeal was called on for hearing today.

For Appellant(s)

Mr Miten Mahapatra, Adv.

Mr. Prakash Shrivastava,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

The petitioner has filed an application praying for effecting service of notice on the

unserved sole respondent referred to in the said application by way of publication in the dailies

published from Jabalpur.

Heard. I have also perused the application.

It is revealed from the application that the notice could not be served on the sole respondent

under normal mode of service despite the earnest efforts taken in this regard. I am satisfied from the

averments in the application that notice could not be served on the sole respondent under any normal

mode of service. The 'Desh Bandhu', is a Hindi daily and the 'Hitvad' is an English daily having wide

circulation in the place

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of residence of the sole respondent. Therefore, I am inclined to allow this application with a further

direction that the notice be sent on the above sole respondent by affixation on his last known address as

well.

In the result, this application stands allowed and it is ordered that notice on the sole

respondent be served by publication in 'Desh Bandhu' and 'Hitvad' dailies. The process for publication

shall be handed over to the petitioner who shall file affidavit in pro of of publication along with the

newspapers within four weeks. The process for affixation shall be sent from the office directly to the

District Judge concerned.

List again on 16.11.2006.

(B.SUD

HEENDRA KUMAR)

Registrar

hj