

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).5027/2006

SURYA DEV

Petitioner(s)

VERSUS

JAI NAND (D) TH. LRS. &amp; ORS.

Respondent(s)

(With prayer for interim relief and office report )

Date: 23/07/2010

This Petition was called on for hearing today.

For Petitioner(s)

Mr Neeraj kSrivastava, Adv.

Mr. Subhash Sharma,Adv.

For Respondent(s)

Mr. T. Mahipal,Adv.

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

Service affidavit dated 22.4.2010 filed on record on 10.5.2010 is not in accordance with law and rules regarding confirmation of service.

Proper steps are not taken as per law for confirming service by dasti mode.

If unserved registered post covers are received back by the petitioner, the same with original endorsement regarding refusal is not placed on record and only receipt of sending the registered cover is attached with the affidavit with an endorsement that registered cover is refused.

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Item No.4

It is very unfortunate that such proof is placed on record stating on oath that notices are to be considered as served because of such refusal.

As last chance, petitioner has to take appropriate steps to confirm service on unserved respondents before 9.8.2010.

If no steps are taken before 9.8.2010, list before the Hon'ble Judge in Chambers for non-prosecution against unserved respondents.

(S.G. SHAH)  
Registrar

hj