

SECTION IV B

Listed on 07-07-2014  
Court No. 1  
IN THE SUPREME COURT OF INDIA Item No. 57  
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL)NO. 14451 OF 2013.

WITH PRAYER FOR INTERIM RELIEF

Saroj Handa @ Saroj Malhiotra . . . .Petitioner(s)

Versus

Yash Pal Handa . . . .Respondent(s)

OFFICE REPORT

The matter above mentioned was listed before the Hon'ble Court on 05.04.2013, when the Court was pleased to pass following order:-

" Although, there is an unusual delay of 205 days in filing and 344 days in refileing the special leave petition, we deem it appropriate to condone the delay considering the fact that the petitioner is an indigent lady against whom a decree of divorce has been passed by the High Court even without paying a single penny towards maintenance or permanent alimony. The delay in filing and refileing the special leave petition is, therefore, condoned.

Issue notice on the special leave petition and also on the prayer for interim relief.

Until further orders, the decree of divorce passed by the High Court shall remain stayed."

It is submitted that sole respondent herein is represented through Mr. Satish Kumar, Advocate but no counter affidavit was filed him.

Service of show cause notice is complete.

The matter above-mentioned was listed before the Ld. Registrar Court on 26.03.2014, when the following Order was passed:-

" None appears.

What gets revealed from the perusal of the office report is that although by Order dated 21.2.2014 of this Court the Ld. counsel for the respondent was granted time for filing the counter affidavit yet he has neither appeared before this Court today nor has he filed the counter affidavit so far. Therefore, the matter shall be processed for listing before the Hon'ble Court under the rules."

It is further submitted that Mr. Satish Kumar, Advocate for the sole respondent has on 26.03.2014 filed Counter Affidavit on his behalf but without serving its copy on the counsel for petitioner. He was requested to serve a Copy of the Counter Affidavit on the counsel for the petitioner and file proof of service but he has not done the needful so far despite this Registry's Letter dated 27.03.2014. However, copies of the Counter Affidavit have been included in the Paper Books for kind perusal of the Hon'ble Court.

The matter is listed before the Hon'ble Court with this office report.

Dated this the 4th day of July, 2014.

ASSISTANT REGISTRAR

Copy to :- Mr. Ashok K. Mahajan, Adv.  
Mr. Satish Kumar, Adv.

ASSISTANT REGISTRAR

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