

REGISTRAR COURT NO. 1

LISTED ON: 13-1-2015

ITEM NO.

SECTION XII A
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NO. 17578 of 2012.

WITH

PRAYER FOR INTERIM RELIEF

ATTA SIMHACHALAM

...PETITIONER

VERSUS

PENTAPALLI LAXMAMMA & ANR.

..RESPONDENTS

OFFICE REPORT

The office report in the matter above-mentioned was listed before the Ld. Registrar Court on 24th September, 2013 and 26th November, 2013, when he was pleased to pass the following Order:-

24th September, 2013

“On filing process fee and spare copies within two weeks, notice be issued to both the respondents through the concerned District Court in addition to postal service. List again on 15.11.2013.”

26th November, 2013

“Despite specific directions, the learned counsel for the petitioner has not taken any steps against the respondents.

The office report in default be placed before the Hon'ble Judge in Chambers for necessary orders/directions.”

Subsequently, default of the Petitioner and application for Restoration were listed before the Hon'ble Court (IN CHAMBERS) on 21st August, 2014 and 21st November, 2014 respectively, when he was pleased to pass the following Order:-

21st August, 2014

“Case has been taken on the second call. Nobody appears. Special leave petition is dismissed for non prosecution.”

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21st November, 2014

“Having regard to the reasons explained for non-appearance, the order dated 21.08.2014 is recalled and the special leave petition is restored to its original number. Interlocutory Application No. 2 of 2014 is allowed accordingly.

The Registrar Court vide order dated 26.11.2013 had directed the listing of the special leave petition before the Judge in Chambers for the reason that the petitioner had not taken appropriate steps to serve the respondents.

Last and final opportunity is granted to the petitioner to serve the unserved respondents within four weeks subject to payment of costs of Rs. 2,000/- to be deposited with the Supreme Court Legal Services Committee within two weeks.”

It is submitted that file was mixed up with other matters and could not be placed before Ld. Registrar Court on 5th January, 2015. Inconvenience caused to Ld. Registrar Court is deeply regretted.

It is submitted to the Hon'ble Court that Mr. R.V. Kameshwaram, Counsel for the Petitioner has on 9th December, 2014 filed proof of depositing cost of Rs. 2000/- with Supreme Court Legal Services Committee alongwith requisite spare copies but address of concerned District Court has not been filed so far and the matter is being sent for listing before Hon'ble Judge-in-Chamber with an office report for Directions.

The aforesaid matter is listed before the Ld. Registrar Court with this office report.

Dated this the 12th day of January, 2015.

ASSISTANT REGISTRAR

Copy to:

Mr. R.V.Kameshwaran, Advocate
47, Old Lawyers Chambers

ASSISTANT REGISTRAR

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