

LISTED ON 08.11.2016
BEFORE REGISTRAR COURT NO. 2
ITEM NO. 4

SEC.IV-A

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) NOS. 11010 & 11011-11012 OF 2008
WITH PRAYER FOR INTERIM RELIEF

M.Shiva Prakash Etc.

...Petitioners

-Versus-

C. Gangaiah & Ors. Etc.

...Respondents

OFFICE REPORT

The matters above mentioned were listed before the Registrar Court on 26.09.2016, when the following order was passed:

“Vide order dated 12.08.2016 of this Court, Ld.counsel for the petitioner has filed the spare copies, but he has failed to file the fresh particulars of the respondent Nos.20(a), 20(g) and 25(a) in SLP(C) No.11010/2008 who are the common respondent Nos.18(a), 18(g) and 21(a) in SLP(C) No.11011-12/2008. Two weeks time as last chance is granted to file the same, whereafter notice shall be issued to them.

Ld.counsel for the petitioner is directed to take fresh steps in respect of the respondent Nos.20(b) to 20(f) & 25(b) in SLP(C) No.11010/2008 who are common respondent Nos.18(b) to 18(f) and 21(b) in SLP(C) No.11011-11012/2008. within four weeks.

List the matter again on 08.11.2016.”

It is submitted that counsel for the petitioner has filed fresh particulars of respondent Nos. 20(a), 20(g) and 25(a) in SLP(C) No. 11010/2008 who are common respondent Nos. 18(a), 18(g) and 21(a) in SC 11011-1012/2008. Accordingly fresh show cause notice was issued to Lr. Nos. 20(a) to 20(g) and 25(a) to 25(b) of deceased respondent Nos. 20 and 25 in SLP(C) No. 11010/08 who are common Lrs. Nos. 18(a) to 18(g) and 21(a) to 21(b) n SLP(C) Nos. 11011-11012/08 of deceased respondent Nos. 18 & 21 on 08.10.2016.

It is furthe submitted that as per India Post Tracking report, notice to Respondent No. 20(a) in SLP(C) No. 11010/08(respondent No. 18(a) in SLP Nos. 1101-1012/08) is returned with remarks “door locked/first intimation”. Respondent Nos. 20(b) to 20(g) in SLP(C) NO. 11010/08 who are common 18(b) to 18(g) in SLP(C) Nos. 1101-12/08 have been received at the concerned post office, but not delivered. Respondent Nos. 25(a) to 25(b) in SLP(C) No. 11010/08(R. Nos. 21(a) to 21(b) in SLP(C) Nos. 11011-12/08 are unserved with notice without any postal remarks.(Copies enclosed).

It is lastly submitted that service of show cause notice is not complete upon Lrs. Nos. 20(a) to 20(g) and 25(a) to 25(b) of deceased respondent Nos. 20 and 25 in SLP(C) No. 11010/08, who are common Lrs. Nos. 18(a) to 18(g) and 21(a) to 21(b) of deceased respondent Nos. 18 and 21 in SLP(C) Nos. 11011-12/08.

The matters above mentioned are listed before the Registrar Court with this office report.

Dated this the 7th day of November, 2016.

ASSISTANT REGISTRAR

Copy to: Mr. S.N. Bhat, Advocate
Mr. S.R. Hegde, Advocate
Mr. P. Narasimhan, Advocate
Mr. E.C. Vidya Sagar, Advocate
Mr. V.N. Raghupathy, Advocate

ASSISTANT REGISTRAR

-RJ