

LISTED ON: 19.01.2015
BEFORE COURT NO:
ITEM NO:

SECTION:XIV
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No. 10389/2013

Tilak Raj ...Appellant
Versus
Karam Chand & Ors. ...Respondents

OFFICE REPORT

The matter above mentioned was listed before the Hon'ble Court on 21.11.2014 when the Court was pleased to pass the following Order:-

“Four weeks' time, as last opportunity is granted to the learned counsel for the petitioner for furnishing the fresh and correct address of respondent Nos.1, 2 and 5.

As requested by the learned counsel for the petitioner, notice be given dasti against respondent No.4, as the said respondent has refused to accept notice. Four weeks' time is granted.

The learned counsel for respondent Nos.3 and 6 to provide the copy of the counter affidavit on the other side in the meanwhile.

List again on 19.1.2015.”

It is submitted that there are 6 respondents in this appeal. Respondent Nos. 3 and 6 are represented by Mr. Rajesh Kumar Gupta, Advocate and other respondent Nos. 1, 2, 4 and 5 have not been served. In this regard certificate of service has been received unserved from the Delhi High Court and not served for the following reason:

Respondent No. 1: “notice is being issued at First address and service report is awaited and from second address “Incomplete Address”.

Respondent No. 2 “does not reside here”.

Respondent No. 4 “refused to take notice and intimated that his Court case has been settled”.

Respondent No. 5 “Incomplete Address”.

In this regard Dasti notice in respect of respondent No. 4 has been handed over to the counsel for the appellant on 09.01.2015 and service report of Dasti notice is awaited and in respect of respondent Nos. 1, 2 and 5, counsel for the appellant has not furnished the fresh and correct address of the said respondent for the reason fresh notice to High Court could not be issued.

It is further submitted that counsel for respondent Nos. 3 and 6 has on 07.01.2015 filed proof of service of counter affidavit on petitioner.

It is also submitted that service of notice of lodgment of petition of appeal is not complete.

It is lastly submitted that counsel for the parties have not filed the statement of case so far, despite Registry's letter dated 05.08.2014.

The appeal above-mentioned is listed before the Hon'ble Court with this Office Report.

DATED THIS THE 16th day of JANUARY, 2015.

ASSISTANT REGISTRAR

COPY TO:

1. Ms. Manjeet Chawla, Adv. Ch. No. 392
2. Mr. Rajesh Kumar Gupta, Adv. No Ch,
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ASSISTANT REGISTRAR.