

SECTION IV B

Listed on 15.10.2015

Court No. 1

IN THE SUPREME COURT OF INDIA Item No. 95
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL)NO. 13220 OF
2015

WITH PRAYER FOR INTERIM RELIEF

Mukhi Devi & Anr.Petitioner(s)

Versus

Naveen Kumar & Ors.Respondent(s)

OFFICE REPORT

The matter above mentioned was listed before the Hon'ble Court on 24.04.2015 when the Court was pleased to pass the following order :-

"Delay condoned.
Notice."

Accordingly, show cause notice to all the 3 respondents was issued on 08.05.2015. Mr. Viresh B. Saharya, Advocate has on 01.07.2015 filed vakalatnama/memo of appearance and counter affidavit on behalf of Respondent No. 3. Copy of the same is included in the SLP paper books.

It is submitted that unserved covers containing notice have been received back from respondent Nos. 1 & 2 with remarks 'Address Incomplete' from respondent No. 1 and 'Left' for respondent No. 2.

The matter above mentioned was lastly listed before the Ld. Registrar on 17.08.2015 when the following order was passed :-

"Ld. Counsel for the petitioners shall within a period of four weeks file the fresh particulars of the respondent

Nos. 1 & 2 and he shall also take fresh steps for the service of notice to him within the same period. Dasti in addition is permitted to be served. The respondent No. 3 has already filed the counter affidavit as gets revealed from the perusal of the office report.

List the matter again on 03.11.2015."

It is submitted that counsel for the petitioner has not filed fresh particulars of respondent Nos. 1 and 2 and also not filed spare copies of SLP for issuance of show cause notice to respondent Nos. 1-2. Hence, show cause notice could not be issued to respondent Nos. 1 & 2.

Service of show cause notice is incomplete in respect of respondent Nos. 1 & 2.

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

Dated this the 13th day of October, 2015.

ASSISTANT REGISTRAR

Copy to :- Mr. S. L. Aneja, Advocate.
Mr. Viresh B. Saharya, Advocate.

ASSISTANT REGISTRAR

Rajesh