

TRANSFER PETITION (CIVIL) NO. 827 OF 2015

WITH

INTERLOCUTORY APPLICATION NO.1 OF 2015

(Application for Ex-Parte Stay)

AMAN PREET KAUR

.... Petitioner

VERSUS

PARWINDER SINGH & ORS.

.... Respondents

OFFICE REPORT ON DEFAULT

The Transfer Petition above mentioned was listed before the Hon'ble Court on 2<sup>nd</sup> July, 2015 when the Court was pleased to pass the following Order:

**"Issue notice returnable within four weeks to indicate that the Petitioner as well as Respondent No. 1 must be present in person on the next date of hearing."**

It is submitted that counsel for the petitioner has not filed spare copy of the Transfer Petition with the result stay Order and show cause notice could not be issued on the sole Respondent.

Hence, the matter was listed before the Ld. Registrar on 28.07.2015 when he was pleased to pass the following order:

**"Petitioner has not filed the process fee to get the show cause notice served upon the respondents, despite the order of the Hon'ble Court directing issuance of notice vide order dated 2.7.2015.**

**The matter be placed before the Hon'ble Judge in Chambers for further directions."**

It is further submitted that counsel for the petitioner has on 04.08.2015 filed spare copy of the Transfer Petition which is barred by time by 26 days, but he has not filed an application for condonation of delay in filing the spare copy of Transfer Petition with the result show cause notice could not be issued on the sole Respondent till date.

Thereafter the matter was listed before Ld. Registrar's Court on 28.09.2015 when he was pleased to pass the following Order:-

**"Learned counsel for the petitioner is granted four weeks' time to file application seeking condonation of delay in filing spare copy of the Transfer Petition."**

It is submitted that Counsel for the petitioner has not filed and application for condonation of delay of Transfer Petition, hence fresh notice could not be issued.

Service of notice is not complete.

The default on the part of the counsel for the petitioner is reported to the Hon'ble Judge in Chamber with this office Report.

Dated this the 4<sup>th</sup> day of February, 2016.

**ASSISTANT REGISTRAR**

Copy to: Ms. Manju Sharma Jetley, Advocate

**ASSISTANT REGISTRAR**

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