

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No(s). 5715/2013

THE STATE OF MADHYA PRADESH

Petitioner(s)

VERSUS

BHAGIRATH

Respondent(s)

Date : 22-02-2018 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ABHAY MANOHAR SAPRE
[IN CHAMBERS]For Petitioner(s) Mr. Vikas Bansal, Adv.
Ms. Swarupama Chaturvedi, Adv.
Mr. Arjun Garg, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

Vide Order dated 20.01.2016, this Court had granted last opportunity to the petitioner to get the sole respondent served, subject to deposit of payment of Rs. 2,000/- with the Supreme Court Legal Services Committee. This direction of deposit should have been complied with within a period of two weeks from 20.01.2016. It is not clear from the office report dated 23.11.2015 as to whether the petitioner has complied with the order dated 20.01.2016 by depositing a sum of Rs.2,000/- with the Supreme Court Legal Services Committee. Office should have brought this fact to the notice of the Court in the Office report under consideration. Office is directed to verify as to whether the petitioner has complied with the order dated 20.01.2016 and file a fresh office report in that regard.

It is not in dispute that petitioner has not complied with the order so far as the service of notice to the respondent is concerned. In other words, the situation remains as it is, though two years have passed and respondent remains unserved.

Learned counsel for the petitioner asked for further time to get the service effected on sole respondent. In the interest of justice, petitioner is granted further four weeks' time to pay fresh process fees subject to payment of Rs.5,000/- by way of cost payable to Supreme Court Legal Services Committee.

If it is found that the petitioner has paid a sum of Rs.2000/- in terms of order dated 20.01.2016, then he is only required to deposit Rs.5,000/- in terms of this order.

If, however, it is found that the petitioner has not deposited the sum of Rs.2,000/- then in that eventuality, the petitioner is required to deposit Rs.7,000/- with Supreme Court Legal Services Committee within two weeks from today.

(SONALI SAUND)
SENIOR PERSONAL ASSISTANT

(CHANDER BALA)
COURT MASTER