

CHAMBER MATTER :
LISTED ON :
BEFORE COURT NO.:
ITEM NO.:

SECTION-IX
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) NO. 5810 OF 2015

WITH

INTERLOCUTORY APPLICATION NOS. 1 AND 2

(Application for condonation of delay and refiling the SLP)

SAINATH & ORS.

...PETITIONERS

-VERSUS-

SHANTABAI & ORS.

...RESPONDENTS

OFFICE REPORT FOR DIRECTIONS

The matter above-mentioned was listed before the Hon'ble Court on 09th February, 2015 when the Court was pleased to pass the following Order:-

"Heard learned counsel for the petitioners and perused the relevant material.

Issue notice on application seeking condonation of delay as well as in the Special Leave Petitions."

Thereafter, the matter above-mentioned was listed before the Court of Registrar on 27th October, 2015 when the Court was pleased to pass the following Order:-

"Service of notice is complete on the respondent Nos. 1 and 4 but no one has entered appearance on their behalf.

Fresh steps for the service of notice by usual mode to the respondent Nos. 2 and 3 shall be taken by the learned counsel for the petitioners within a period of four weeks.

List again on 8.1.2016."

Thereafter, the matter above-mentioned was listed before the Court of Registrar on 08th January, 2016 when the Court was pleased to pass the following Order:-

"Four weeks time as last chance is given to the Ld.counsel for the petitioner to comply with the terms of the order dated 27.10.2015 of this Court in respect of the respondent Nos.2 & 3.

List the matter again on 24.02.2016."

And lastly, the matter above-mentioned was listed before the Court of Registrar on 24th February, 2016 when the Court was pleased to pass the following Order:-

"Service of notice is complete on the respondent Nos. 1 and 4 but no one has entered appearance on their behalf.

The office report indicates that although by order dated 8.1.2016 of this Court four weeks time as last chance was given to the Learned Counsel for the petitioners to take

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fresh steps for the service of notice to the Respondent Nos.2 and 3, yet he has not done the needful within the period stipulated in the order. Viewed in that context, the matter shall be processed for listing before the Hon'ble Judge in Chambers for further future directions. Await orders. List thereafter."

It is submitted to the Hon'ble Court that there are four respondents in the above-mentioned matter. Accordingly, show cause notice was issued to all the four respondents on 10.03.2015 through registered A. D. post. A. D. card duly have been received back from respondent Nos. 1 and 4 but no one has entered appearance on their behalf so far. Neither A. D. card nor unserved cover containing the notice has been received back from respondent Nos. 2 and 3 so far.

It is further submitted that counsel for the petitioner has on 25.02.2016 filed spare copies of SLP for issuance of fresh show cause notice to unserved respondent Nos. 2 and 3 but he has not filed an application for condonation of delay in filing the spare copies of SLP with the result show cause notice could not be issued so far.

Service of notice is not complete on respondent Nos. 2 and 3.

The office report for directions is listed before the Hon'ble Judge-in-chambers with this Report.

Dated this the 28th day of March, 2016.

ASSISTANT REGISTRAR

Copy to:

Dr. R. R. Deshpande, Advocate.

ASSISTANT REGISTRAR

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