

SECTION XII A
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL (C) NOS. 1196-1197 OF 2012.

WITH

INTERLOCUTORY APPLICATION Nos. 3-4

(Permission to file additional documents)

ANEES MOHMOOD & ORS.

...APPELLANTS

VERSUS

B. CHINNA NARASIMHA & ORS. ETC. ETC.

...RESPONDENTS

OFFICE REPORT ON DEFAULT

The Office Report on default in the matter above-mentioned was listed before the Hon'ble Court (IN CHAMBER) on 15th January, 2015, when the Court was pleased to pass the following Order:-

“Learned counsel appearing for the appellants states that she has instructions to file application seeking substituted service on the unserved respondents and also to bring on record the legal representatives of deceased respondent No.55 in C.A. NO. 1196 of 2012, respondent No.2 in C.A. No. 1197 of 2012 and respondent No.72 in both appeals and prays for an adjournment of four weeks.

The matter is adjourned for four weeks to do the needful.”

Subsequently, the matter was again listed before the Hon'ble Court on 17th September, 2015 alongwith connected matters, when the Hon'ble Court was inter-alia pleased to pass the following order:

“List the matters as and when they are ready for hearing.”

It is submitted that Mr. Ejaz Maqbool, Advocate for the appellant has not taken steps to bring on record the Lrs. of deceased common Respondent No. 55 in CA No. 1196 of 2010 and Respondent No. 2 in CA No. 1197 of 2010 and Respondent No. 72 in both the appeal so far. Counsel for the appellant has also not taken steps in respect of correct address of unserved Respondent so far.

Status:

Total 86 Respondents in C.A. No. 1196/2012	Total 96 Respondents in C.A. No. 1197/2012	Advocate
1	63	Rekha Pandey
68	15	
14	22	A. V. Balan
15	23	
16	24	
17	25	
2	64	
3	65	Served as per report of High Court but no one has entered appearance on their behalf so far.
4	66	
5	67	
6	68	
7	69	
8	16	
24	32	
28	36	
29	37	
30	38	
31	39	
32	40	
33	41	
34	42	
35	43	
36	44	
39	47	
45	53	
46	54	
54	1	
56	3	
57	4	
58	5	
59	6	
60	7	
61	8	

62	9	Served as per report of High Court but no one has entered appearance on their behalf so far.
63	10	
64	11	
65	12	
66	13	
67	14	
70	70	
74	74	
79	95	
82	78	
83	79	
84	80	
85	81	
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High Court vide its letter dated 22nd November, 2012 has reported that notice of Lodgment of Petition of Appeal in respect of the following Respondents have been received back unserved with the remarks made against as under:

C.A. NO. 1196	C.A. NO. 1197	Process Server's Report
9	17	No such person is residing at the given address.
10	18	is not working at the given address.
12	20	No such person is residing at the given address.
13, 18, 19, 20, 21, 22, 23, 25	21, 26, 27, 28, 29, 30, 31,33	Want of full Address with MCH number.
26	34	Out of India
27	35	Given door number is not available in the locality mentioned in address.

37	45	Vacated the House
38	46	Want of full MCH number and locality name
40	48	Vacated the House
41	49	Want of Door number, locality name
42	50	Not residing at the given address.
43	51	Out of India
44	52	No such person is residing at the given address.
47	55	No such person
48	56	Vacated
49	57	No such person
50	58	Vacated
51	59	Not residing at the given address.
52	60	Not residing
53	61	Not residing at the given address.
55	2	Died
69	62	Not residing
71	71	No such person
72	72	Died
73	73	Want of door
75	75	Want of door
76	76	Not residing
77	93	Vacated
78	94	No such person
80	96	No such person
81	77	Door Locked
	85	Want of full address
	89	No such Name

It is lastly submitted that counsel for the Appellant has not filed statement of case.

The default of the Appellant in aforesaid Appeal is listed before the Hon'ble Court in Chambers with this office report.

Dated this, the 2nd day of June, 2016

ASSISTANT REGISTRAR

Copy to:

1. Mr. Ejaz Maqbool, Advocate.Ch. No. 319, C. K. Daphtary, Tilak Lane, N.D.
2. Ms. Rekha Pandey, Advocate.-113, New Lawyer's Chambers, M.C.
Setalvad Block
3. *Mr. A.V. Balan, Advocate. Tel. No.: 9873874363
*You are required to file Caveat with Court Fee
of Rs.28/- at the earliest.

ASSISTANT REGISTRAR