

LD. REGISTRAR COURT NO.: 2

LISTED ON : 04.12.2014

ITEM NO. : 19

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

These are the appeals by Sepcial Leave filed against the Judgment and Order, dated 15th April, 2010 of the High Court of Judicature, Andhra Pradesh at Hyderabad in Second Appeal No. 410 and 411 of 2008.

The CA's above-mentioned were listed before the Ld. Registrar Court's on 17th September, 2014, when the Hon'ble Court was pleased to pass the following Order:

“Civil Appeal Nos.4837-4838/2010

The office report states that although by order dated 30.04.2014 of this Court, four weeks time as last chance was given to the Ld.counsel for the petitioners to file the fresh particulars and to take appropriate steps for the service of notice to the unserved respondents, yet he has not done the needful so far. Viewed in that context, the matter shall be processed for listing before the Hon'ble Judge in Chambers for further future directions.

Await orders and list thereafter.

Civil Appeal No.6536-6537/2010

The office report indicates that Ms.t.Anamika, Ld.advocate has on 8.08.2014 filed an application for impleadment as party respondent in the matter which has been registered as I.A.No.6. The said I.A. is directed to be listed before the Hon'ble Court on 13.10.2014. List accordingly.

Civil Appeal No.1196-1197/2012

Three weeks time as last chance is given to the Ld.counsel for the appellant to comply with the terms of the office report.

List again on 4.12.2014.”

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.

It is further submitted to the Hon'ble Court that there are 86 Respondents in C.A. No. 1196 of 2012 and 106 Respondents in C.A. No. 1197 of 2012 in the matters above-mentioned.

S.No.	Respondent No. in CA No. 1196	Respondent No. in CA No. 1197	Advocate
1	1	63	Rekha Pandey
2	68	15	
3	14	22	A. V. Balan
4	15	23	
5	16	24	
6	17	25	
7	2	64	Served as per report of High Court but no one has entered appearance on their behalf so far.
8	3	65	
9	4	66	
10	5	67	
11	6	68	
12	7	69	
13	8	16	
14	24	32	
15	28	36	
16	29	37	
17	30	38	
18	31	39	
19	32	40	
20	33	41	
21	34	42	
22	35	43	
23	36	44	
24	39	47	

25	45	53
26	46	54
27	54	1
28	56	3
29	57	4
30	58	5
31	59	6
32	60	7
33	61	8
34	62	9
35	63	10
36	64	11
37	65	12
38	66	13
39	67	14
40	70	70
41	74	74
42	79	95
43	82	78
44	83	79
45	84	80
46	85	81
47	86	82
48		83
49		85
		86
		86
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Served as per report of High Court but no one has entered appearance on their behalf so far.

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
	93	Vacated house

Common Original record is available for the reference of the Hon'ble Court in connected Appeal Nos. 4731-4732 of 2010.

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

The aforesaid Appeal is listed before the Ld. Registrar's Court with this office report.

Dated this, the 3rd day of December, 2014.

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