

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

RECORD OF PROCEEDINGS

BEFORE THE REGISTRAR B.SUDHEENDRA KUMAR

IA 30/2007 in Petition for Special Leave to Appeal (C)No.18090-18118/2004

BALAKRISHNA MANKANI

Petitioner(s)

VERSUS

TRINITY HOUSE BUILDING CO-OP.SCO.& ORS.

Respondent(s)

(With appln(s) for paper publication of notice and prayer for interim relief )

Date: 28/02/2007 These Petitions were called on for hearing today.

For Petitioner(s)

Mr. A.S. Bhasme,Adv.

For Respondent(s)

Mr. E.C. Vidya Sagar,Adv.

Mr. P.P. Singh ,Adv

Mr. Irshad Ahmad ,Adv

Mr. Sanjay R. Hegde ,Adv

UPON hearing counsel the Court made the following

O R D E R

The learned counsel for the petitioners in SLP(C) No. 18104-18118/2004 have filed an

application praying for permitting the petitioners to serve notice on the unserved respondents referred

to in Para 3 of the application by substituted service by publication in dailies.

Heard. I have also perused the application.

It is revealed from the application that the notice could not be served on the above

respondents under normal mode of service despite the earnest efforts taken in this regard. I am

satisfied from the averments in the application that notice could not be served on the above

respondents under any normal mode of service. The 'Prajavani', is a Kannada daily and

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the 'Times of India' is an English daily having wide circulation in the place of residence of the

respondents. Therefore, I am inclined to allow this application with a further direction that the notice

be served on the above respondents by affixation on their last known address as well.

In the result, this application stands allowed and it is ordered that notice on the above

respondents be served by publication in 'Prajavani' and 'Times of India' dailies. The process for

publication shall be handed over to the petitioner who shall file affidavit in proof of publication along

with the newspapers within four weeks. The process for affixation shall be sent from the office directly

to the District Judge concerned.

List again on 20.4.2007.

(B.SUDHEE

NDRA KUMAR)

Registrar

hj