

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

Petition(s) for Special Leave to Appeal (Civil) No(s).18362-18365/2005

BOMBAY BURMAH TRADING CORPN. LTD.

Petitioner(s)

VERSUS

M/S ASPINWALL & CO.LTD. AND ORS.

Respondent(s)

(With appln(s) for substituted service by way of publication)

Date: 09/05/2006 These Petitions were called on for hearing today.

For Petitioner(s)

Mr. A. Raghunath,Adv.

For Respondent(s)

Mr. C.N. Sree Kumar,Adv.

Mr. E.M.S. Anam ,Adv

Mr. M.T. George ,Adv

UPON hearing counsel the Court made the following

O R D E R

The petitioner has filed an application for substituted service of notice on the

unserved respondent Nos. 5,6,7 & 9.

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 cannot be served on the above

respondents under any normal mode of service. 'The Mathrabhumi' is a Malayalam daily and

'The Indian Express' is an English daily, having wide circulation in the place of residence of

the above respondents. Therefore, I am inclined to allow this application with a further

direction that notice on the above respondents be served by affixation on their last known

address as well.

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

above respondents be served by publication in 'The Mathrabhumi' and 'The Indian Express'

dailies. The process for publication shall be given as dasti 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 17.7.2006.

SUDHEENDRA

(B.

KUMAR)

REGISTRAR

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