

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 S.G. SHAH

Petition(s) for Special Leave to Appeal (Civil) No(s).19521/2005

(From the judgement and order dated 26/04/2005 in CS No. 7/1958 & AN No. 1409/2003 & OSA No. 1900/2005 of The HIGH COURT OF A.P AT HYDERABAD)

M. PURNACHANDER RAO

Petitioner(s)

VERSUS

NAWAB MAZHARUDDIN KHAN (D) TH.LRS.&ORS.

Respondent(s)

(With appln(s) for permission to file additional documents and prayer for interim relief and office report)

Date: 13/11/2006 This Petition was called on for hearing today.

For Petitioner(s)

Mr. Waseem Hasan Khan, Adv.
Mr. Shakil Ahmed Syed, Adv.

For Respondent(s)

Mr. S. Madhusudaan Babu, Adv.
Mr. Mukesh K. Giri, Adv.

Mr.T.V.George ,Adv

UPON hearing counsel the Court made the following

O R D E R

Address of respondent No. 4 is not disclosed from day first as the same can be confirmed by looking to the names of legal representatives of original respondent No. 4 on page 17 of the SLP, wherein it is stated that all are residents of Hyderabad only.

As per Order dated 18.4.2006, petitioner has to bring on record the legal representatives of deceased respondent No. 2A. However, though more than 6 months have passed, petitioner has failed to even apply for bringing on

record legal representatives of deceased respondent No.

2A. Again by an Order dated 4.7.2006, time of 2 weeks' was granted in favour of the petitioner to furnish the proper addresses of respondent No. 4A to 4F, 9A to 9D and 14 with

permission to take appropriate steps for bringing on record the legal representatives of deceased respondent No. 2A.

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By an Order dated 18.4.2006, petitioner was permitted to serve the unserved respondents by dasti service.

Learned counsel Mr. Waseem Hasan Khan appearing on behalf of Mr. Shakil Ahmed Syed, learned counsel for the petitioner states that they have not taken the papers for dasti service to unserved respondent till date i.e. for all more than 6 months.

In view of the above facts and more particularly learned counsel Mr. S. Madhusudaan Rao appearing on behalf of learned counsel Mr. Mukesh K. Giri states that since there is an interim order in favour of the petitioner, they are not taking care for serving unserved respondents, the matter may be listed before the Hon'ble Court for appropriate orders.

Learned counsel for the petitioner is seeking further 4 weeks' time as a last chance to comply with the Court's Order so far as service to unserved respondents is concerned. However, considering the time lapsed being more than a year from the date of issuance of notice and more than 4 months after an Order of dasti service, when petitioner has not taken any steps to serve unserved respondents, no further time can be granted in favour of the petitioner for serving such unserved respondents more particularly in view of the ad-interim stay in their favour.

Office is directed to list the matter before the

Hon'ble Court, however, petitioner is permitted to take appropriate steps to serve unserved respondents as per earlier Order before such listing.

(S.G.SHAH)

Registrar