

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

BEFORE THE REGISTRAR S.G. SHAH

Petition(s) for Special Leave to Appeal (Civil) No(s).11319/2006

(From the judgement and order dated 11/03/2005 in MA No. 372/1998 of The  
HIGH COURT OF M.P AT GWALIOR)

NATIONAL INSURANCE CO. LTD.

Petitioner(s)

VERSUS

RAM SHARAN SONI &amp; ORS.

Respondent(s)

(With appln(s) for c/delay in filing SLP,c/delay in refiling SLP and prayer for  
interim relief and office report )

Date: 10/01/2008 This Petition was called on for hearing today.

For Petitioner(s) Mr. Subhash Kothari,Adv.  
Mr. P.N. Puri,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following  
ORDER

There is an order to issue public notice on 28 th March, 2007.  
Petitioner has not paid process fee, for which time was granted on 17th  
May, 2007. Thereafter public notice was issued on 30th May, 2007,  
however petitioner has not taken any step for service through such mode  
of substituted service by way of publication of notice as per their own  
request.

Notices were sent through the concerned Tribunal and the  
Tribunal has forward its report that it could not be served because there  
is difference in the name of one of the respondent. This fact was also  
brought to the notice of the petitioner by Office Report dated 9 th August,  
2007 and an order dated 10th August, 2007.

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Thereafter time was granted to comply with such order on 10 th  
October, 2007 and 22nd November, 2007. However, petitioner has failed  
to comply with such order to serve the unserved respondents even after  
substituted service as per their own request was allowed in the month of  
March, 2007 itself.

In view of the above fact, list the matter before the Hon'ble  
Chamber Judge for non-prosecution against the unserved respondents.

(S.G. Shah)

