

Listed on 18.7.2016

Court No. 09

Item No. 05

SECTION XII

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL Nos. 4068-4069 of 2007

Pappu & Ors.Appellants

Versus

Kaliannan & Ors. ...Respondents

OFFICE REPORT ON DEFAULT

The matters above mentioned were listed before the Hon'ble Court on 28th April, 2011, when the Court was pleased to pass the following order: -

"Issue fresh notice to the respondents."

It is submitted that as per order quoted above, fresh notice to all the six respondents was issued on 12th May, 2011. AD Cards duly signed have been received from respondent nos. 4 and 6 but no one has entered appearance so far. Neither AD Cards nor unserved cover containing notice have been received from respondent nos. 1 to 3 and 5 so far.

It is further submitted that Counsel for the Appellants had not taken any fresh steps against respondent nos. 1 to 3 and 5.

Thereafter, the matters above mentioned were listed time to time and lastly listed before the Ld. Registrar Court on 14th February, 2014, when the following order was passed:-

"The learned counsel for the appellant who was granted last opportunity for taking steps against the unserved respondents has not taken steps. List the matter before the Hon'ble Judge in Chamber with an appropriate office report on default. Await orders. List thereafter."

It is further submitted that Counsel for the Appellants has on 25th March, 2014 furnished fresh addresses of Respondent Nos. 3 and 5. Accordingly notice to respondent nos. 3 and 5 has been issued to High Court on 4th October, 2014 and also a reminder dated 12th May, 2016 has been issued to the High Court, Certificate of service has been received from the High Court letter dated 15th June, 2016 received in this Registry on 4th July, 2016 with the remarks that on enquiry it was reported that the said respondents i.e. Respondent Nos. 3 and 5 are not residing in the said address. The said endorsement has been confirmed by the Village Administrative Officer, Assistant and Village People of Akkaraipatti Village.

It is lastly submitted that Counsel for the Appellants has not taken any steps in respect of respondent nos. 1 and 2 who are died.

Service of respondent Nos. 1, 2, 3 and 5 is not complete.

The default on the part of the Counsel for the appellants is reported to the Hon'ble Judge-in-Chambers with this office report.

Dated this the 16th day of July, 2016.

ASSISTANT REGISTRAR

Copy to: Mrs. Revathy Raghavan, Advocate.

ASSISTANT REGISTRAR

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