

SECTION XII
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL) Nos. 31178 of 2011
WITH
PRAYER FOR INTERIM RELIEF

Parvathi Bai & Ors. ...Petitioners
versus
Kamalam & Ors. ...Respondents

OFFICE REPORT

The matter above mentioned was listed before the Ld. Registrar's Court on 30th April, 2014 when the following Order was passed:-

'Ld.counsel for the petitioners and the learned counsel for the respondent No.1 are present.

Ld.counsel for the respondent No.1 seeks and is given four weeks time for filing the counter affidavit. Ld.counsel for the petitioner is directed to take fresh steps for the service of notice to the unserved respondent No.2. He shall do the needful within a period of three weeks, failing which appropriate orders shall follow on the next date.

List again on 21.08.2014.'

It is submitted that in view of above quoted order counsel for the respondent No. 1 has not filed counter affidavit till date.

It is further submitted that counsel for the petitioner has only on 19.8.2014 filed process fee for effecting service on unserved respondent NO. 2 and show cause notice is yet to be issued to respondent No. 2.

AND thereafter, the matter was lastly listed before the Ld. Registrar's Court on 21st August, 2014 when the Ld. Registrar's Court was pleased to pass the following order:-

"Await the return of the service of notice already issued to the respondent No. 2.

What gets revealed from the perusal of the file is that although two opportunities have already been given to the respondent No. 1 for

...2/-

filing the counter affidavit, yet he has not done the needful so far. Therefore no further opportunity is warranted to be given to him on that count taking into consideration the rule position.

List again on 7.11.2014."

Accordingly, show cause notice has been issued to unserved respondent No. 2. Service of show cause notice is still awaited. Service of show cause notice is complete on rest of respondents.

The matter above mentioned is listed before the Ld. Registrar's Court with this office report.

Dated this, the 5th day of November, 2014

ASSISTANT REGISTRAR

COPY TO:

Mr. M.A. Chinnasamy, Advocate

M/s Mahalakshmi Balaji & CO., Advocates

ASSISTANT REGISTRAR

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