

LISTING ON 09.02.2015
COURT NO. 7
ITEM NO. 8

SEC.IVA

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) No. 30948-30949 OF 2013
WITH PRAYER FOR INTERIM RELIEF

Shri Bala, S/o Gopal BhandariPETITIONER

- VERSUS -

The Divisional Manager,
United India Ins. Co. Ltd. & Ors.RESPONDENTS

OFFICE REPORT

The matter above mentioned was listed before the Hon'ble Court on 08.10.2013, when the Court was pleased to pass the following order:

"Issue notice"

Accordingly, show cause notice was issued to respondent nos. 1-3 on 26.08.2013 through Regd. A.D. post. A.D. card duly signed has been received in respect of respondent no. 1 & 2 but no appearance. Neither A.D. card nor unserved cover containing the notice has been received back in respect of respondent no. 3

Service of show cause notice is not complete on respondent no. 3.

Thereafter, the above mentioned matter was listed before the Ld. Registrar on 18.09.2014, when he was pleased to pass the following order:

"Four weeks time as last chance is given to the respondent Nos. 1 & 2 to file the counter affidavit.

Fresh steps for the service of notice to the unserved respondent No.3 shall be taken by the Ld.counsel for the petitioner within a period of three weeks. Dasti in addition is permitted to be served through the Trial Court, the particulars of which shall be furnished by the Ld.counsel for the petitioner within the period provided above.

List again on 05.12.2014. "

It is submitted that counsel for the petitioner has on 23.09.2014 filed an application for deleting the name of respondent no. 3 (I.A. No. 3-4) and the same was listed before the Hon'ble Judge in Chamber on 03.12.2014 with an office report dated 29.10.2014, when His Lordship was pleased to pass the following order:

"By this application, counsel for the petitioner prays that the name of respondent No. 3 be deleted from the array of parties. The application is allowed at the risk of the petitioner and the name shall stand deleted from the array of parties.

Amended cause title be filed within a week."

...2/-

It is further submitted that cause title has been amended and also included in the paper books.

Thereafter, the above mentioned matter was lastly listed before the Ld. Registrar on 06.01.2015, when he was pleased to pass the following order:

"The office report indicates that the service of notice is complete on the respondent No.1 and 2 but no one has entered appearance on their behalf. The office report proceeds to state that the respondent No.3 has been deleted from the array of the parties by order dated 3.12.2014 of the Hon'ble Judge in Chamber. Viewed thus, the matter shall be processed for listing before the Hon'ble Court under the rules."

It is lastly submitted that Ms. Meera Mathur, Advocate has on 16-1-2015 filed Vakalat/appearance on behalf of Respondent No. 1 but not filed counter affidavit.

The matter above mentioned is listed before the Hon'ble Court with this office report.

Dated this the 6th day of February, 2015.

ASSISTANT REGISTRAR

COPY TO: Mr. Rauf Rahim, Advocate
Ms. Meera Mathur, Advocate

ASSISTANT REGISTRAR