

ITEM NO.1 Virtual Court 9 SECTION XI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 25055/2012

THE STATE OF UTTAR PRADESH Petitioner(s)

VERSUS

SHAMSHER SINGH (D) & ORS. Respondent(s)

Date : 16-07-2020 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HRISHIKESH ROY
[IN CHAMBER]

For Petitioner(s) Mr. Tanmaya Agarwal, AOR

For Respondent(s)
 Mr. Rajinder Mathur, AOR

UPON hearing the counsel the Court made the following
O R D E R

Mr. Tanmaya Agarwal, learned counsel appearing on behalf of the State of Uttar Pradesh submits that this litigation pertains to the declaration of excess land for the tenure holder, Arun Singh (Respondent No.7) and others. All the other respondents in this proceedings are alleged Benami holders.

The learned counsel then refers to the court order dated 18.11.2019 by which six weeks' time was granted to serve notice on the unserved respondents, failing which, the Special Leave Petition was ordered to be dismissed peremptorily qua the unserved respondents. The counsel next submits that the respondents are

residing in different districts of the State of Punjab whereas the State of U.P. is the petitioner in this case and, therefore, the address of the unserved respondents could not be ascertained. Because of this, service of notice could not be completed on those respondents.

Today, Ms. Tanuj Bagga, learned counsel has entered appearance for respondent nos. 6 and 10. Besides, she has received instructions to represent few other respondents.

In view of above, the order dated 18.11.2019 is recalled. The petitioner is permitted to effect substituted service on the unserved respondents.

(ASHWANI KUMAR)
COURT MASTER (SH)

(RENU KAPOOR)
BRANCH OFFICER