

SECTION IV B Listed on.30.9.2013
Court No.R1
IN THE SUPREME COURT OF INDIA Item No.96
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL)NO. 23943 OF 2011.
WITH PRAYER FOR INTERIM RELIEF

Chhavi & Ors.Petitioner(s)
Versus
Surta & Ors.Respondent(s)

OFFICE REPORT

It is submitted that there are total 9 respondents in this matter. Respondent nos. 1 and 3 to 9 are represented by Mrs. Santosh Singh, Advocate and have also filed Counter affidavit. Copies of the same have been included in the paper books.

Service of show cause notice remained incomplete in respect of respondent no. 2 and the matter above mentioned was listed before the Ld. Registrar from time to time and lastly on 8.2.2013, when the following order was passed :-

" Counter affidavit on behalf of respondent Nos. 1 and 3 to 9 has been filed on record.

Respondent No.2 is yet to be served as his fresh and correct address was to be furnished. Same has not been complied with till date. Matter be placed before the Hon'ble Judge in Chambers for necessary directions."

It is submitted that counsel for the petitioner has filed an application for amendment of Cause Title regarding respondent no. 2. The said application was registered as IA No. 3 and was listed before the Hon'ble Court (In Chambers) on 2.9.2013, when the Court was pleased to pass the following order :-

" Considering the averments made in the application, this interloctory application is allowed. The amendment of cause title is permitted by substituting State Bank of Patiala in place of State Bank of India."

It is submitted that name of respondent No. 2 has been corrected on the record but service is still incomplete on respondent No. 2. The Counsel for the petitioner has not taken any steps in this regard.

It is again submitted that though represented by Mrs. Santosh

Singh, Advocate but counsel for the petitioner has filed three applications for

(i) Deletion of name of respondent no. 1 as he has expired and his Lrs. are already on record as respondent nos. 3 to 6.

(ii) Amendment of Cause Title and

(iii) Exemption filing Official Translation.

The above mentioned applications are defective and counsel has not cured the defects so far.

The matter is listed before the Ld. Registrar with this office report.

Dated this the 28th day of September, 2013.

ASSISTANT REGISTRAR

Copy to :- Mr. P.N. Puri, Adv.
Mrs. Santosh Singh, Adv.

ASSISTANT REGISTRAR

YKS