

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

RECORD OF PROCEEDINGS

BEFORE REGISTRAR B. SUDHEENDRA KUMAR

Petition(s) for Special Leave to Appeal (Civil) No(s).23402/2004

M/S. AMRIT BANASPATI CO. LTD.

Petitioner(s)

VERSUS

MUNICIPAL CORPORATION OF GR.MUMBAI & ANR

Respondent(s)

(With Office Report)

Date: 06/11/2006 This Petition was called on for hearing today.

For Petitioner(s) Mr. J. Muzaffar, Adv.

Mr. Umesh Kumar Khaitan, Adv.

For Respondent(s) Mrs Manik Karanjawala, Adv.

UPON hearing counsel the Court made the following

O R D E R

The records would show that notice to respondent No.2 was sent on 6.12.2004 by

Registered Post A.D. However, neither A.D. Card nor unserved envelope has been received back

so far from the said respondent. Therefore, there is deemed service of notice on the said

respondent in view of proviso to Sub-rule (5) of Rule 9 of Order V of C.P.C. and Section 27 of

the

General Clauses Act.

Service is complete on both the respondents.

However, respondent No.2 has no appearance. Respondent No.1
has filed counter

affidavit.

Therefore, list the matter before the Hon'ble Court.

ndra Kumar)

(B. Sudhee

Registrar