

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

BEFORE THE REGISTRAR M.A. SAYEED

Petition(s) for Special Leave to Appeal (Civil) No(s).39180-39182/2012

SITA DEVI & ORS.

Petitioner(s)

VERSUS

SAVITA CHAUDHARY & ORS.

Respondent(s)

(With prayer for interim relief and office report)

Date: 06/02/2014 These Petitions were called on for hearing today.

For Petitioner(s)

Mr U.P.Singh, Adv.
Mr. Sanjay Jain,Adv.

For Respondent(s)

Mr. Kamal Mohan Gupta,Adv.
Mr. P.D. Sharma ,Adv

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

In this batch of SLPs, service position as revealed from the office report is as under.

In SLP(C) No.39180/2012, respondent Nos. 1,6,11,29,32,37,38,40 and 41 are reported to be duly served through the concerned District Court but none appeared on their behalf.

Similar is the position in respect of respondent Nos. 1,5 and 8 in SLP(C) No. 39181/2012 and respondent Nos. 1 and 2 in SLP(C) No. 39182/2012.

The office report further indicates that some of the respondents in this batch of matters have not been served as they are not found at the given address. The ld. Counsel for the petitioner to furnish the fresh complete address within four weeks and on compliance notices be issued to

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the unserved respondents through the concerned District Court in addition to postal service.

Office report further indicates that on behalf of the common respondent Nos. 2 to 4 in SLP(C) no. 39180/2012, respondent Nos. 5 to 7 in SLP(C) no. 39181/2012 and respondent Nos. 3 to 5 in SLP(C) no. 39182/2012, notice was accepted by the ld. Advocate, Mr Kamal Mohan Gupta on 18.2.2013 and he had undertaken to file vakalatnama and counter affidavit on their behalf but till date no steps seems to have been taken by him. All these respondents are ordered to proceed ex parte.

Respondent Nos. 14 to 22, 24 to 27,33,35 and 36 in SLP(C) No. 39180/2012 have failed to file counter affidavit despite final chance granted on the last date.

Service on respondent Nos. 7,9,23,28,30,34 and 39 in SLP(C) no. 39180/2012 and respondent Nos. 2 to 4 in SLP(C) no. 39181/2012 is complete through post but none appeared on their behalf.

A further submission at Bar has been advanced by the ld. Counsel for the petitioner, Mr Upendra that he would be moving the necessary application for dispensing with the service on the unserved respondents by next date. Needful be done in three weeks time and on compliance, same be processed as per rules.

List again on 16.4.2014.

| (M.A.SAYEED)
| REGISTRAR |

hj