

LISTING ON 9.9.2013

COURT NO.

ITEM NO.

SEC-IVA

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) NO. 24990 OF 2012

WITH

INTERLOCUTORY APPLICATION NOS. 2, 4 & 6

(Application for exemption from filing O.T.)

AND

INTERLOCUTORY APPLICATION NO. 3

(Application for permission to appear and argue in person)

AND

INTERLOCUTORY APPLICATION NO. 5

(Application for modification of Court's Order dated 2.8.2013)

Rajesh Kumar Soni

PETITIONER

VERSUS

Madhu Saraf

RESPONDENT

OFFICE REPORT

The matter above mentioned was listed before the Hon'ble Court on 2.8.2012 with an office report dated 1.8.2012, when the Court was pleased to pass the following Order:

'The respondent-wife, who is present in Court in person, has brought to our notice that maintenance had not been paid to her which is now in excess of Rs.60,000/- (Rupees Sixty thousand). Learned counsel appearing for the petitioner, on instructions, state that the said amount shall be paid to the respondent-wife within a period of two weeks. In the meantime, the respondent-wife shall file counter affidavit to the present special leave petition. The petitioner-husband is also directed to pay to the respondent-wife a sum of Rs.10,000/- (Rupees ten thousand) as expenses for appearing in Court on the next date. Let the amount be paid to her on or before 26<sup>th</sup> August, 2013 through Demand Draft.

List the matter on 9<sup>th</sup> September, 2013.'

Accordingly, notice for hearing for 9.9.2013 was issued to respondent-in-person on 19.8.2013. Neither A.D. cards nor unserved cover containing the notice has been received back.

It is submitted that respondent-in-person has not filed any counter affidavit, till now.

It is further submitted that Mr. Vinod B. Khare, Advocate has filed Vakalatnama/Appearance on behalf of petitioner after taking 'NOC' from erstwhile Advocate and instead of filing proof of deposit of amount as quoted in the above said Order, has filed application for modification of Court's Order dated 2.8.2013 alongwith application for exemption from filing O.T. which is registered as I.A. Nos. 5 and 6 and the same are being circulated to the Hon'ble Court.

Service of show cause notice is already complete.

The matter is listed before the Court with this Report.

Dated this the 1<sup>st</sup> Day of August, 2013.

ASSISTANT REGISTRAR

Copy to: Mr. Vinod B. Khare, Adv

Ms. Madhu Saraf, Respondent in person  
W/o Shri Rajesh Kumar Soni  
Present resident of  
D/o Shree Basant Saraf,  
R/o Near Pradhan Sound Service,  
Juna Bilapur, P.S. City Kotwali  
Bilaspur, Dist. Bilaspur  
Chhattisgarh.

ASSISTANT REGISTRAR