

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.K. HANJURA

Petition(s) for Special Leave to Appeal (Civil) No(s).25882/2009

SHEO DAYAL RAM

Petitioner(s)

VERSUS

RAMJEE SINGH & ORS.

Respondent(s)

Date: 28/02/2011

This Petition was called on for hearing today.

For Petitioner(s)

Mr. Rajiv Shankar Dvivedi, Adv.

For Respondent(s)

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

Learned counsel for the petitioner is present.

The office report dated 13.7.2010 reveals that show cause notice was issued to the respondent No.8 through registered post acknowledgment due and the unserved cover containing such notice has been received back with the postal remarks 'refused'. Refusal to accept the notice is a prima facie proof of service of notice as against the said respondent who may file the counter affidavit before the next date in case he decides so.

Item No.27

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Respondent No.16 is reported to be dead.

Learned

counsel for the petitioner shall be directed to file an application for bringing on record the legal representatives of the said deceased respondent with utmost dispatch.

Fresh particulars of the respondent Nos.9, 10, 20 and 21 have not been furnished by the learned counsel for the petitioner which has hampered the Registry from issuing show cause notice to the said respondents.

An application for bringing on record the legal

representatives of the deceased respondent Nos.12, 15 and 23  
has been filed by the learned counsel for the petitioner which  
is defective and the defects whatever have been pointed out in  
the said application have not so far been cured by the learned  
counsel for the petitioner. The matter shall, therefore, be  
listed before the Hon'ble Judge in Chamber for non-prosecution  
as against the respondent Nos.9, 10, 12, 15, 20, 21 and 23.

(M.K.HANJURA)  
REGISTRAR

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