:ITEM NO.5 COURT NO.6 SECTION XVII

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

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).1850/2005
(From the judgement and order dated 14/07/2004 in SA No. 297/2003
of The HIGH COURT OF JHARKHAND AT RANCHI)

MRINAL KANTI DEY Petitioner(s)

VERSUS

SATYA NARAYAN DEY & ORS. Respondent(s)
(Office Report on default)

Date: 19/11/2010 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE MARKANDEY KATJU
[IN CHAMBERS]

For Petitioner(s) Mr. S.K. Sinha,Adv.(Not present)

For Respondent(s) Mr.T.V.George,Adv.(Not present)

UPON perusing papers the Court made the following

O R D E R

By order dated 20th March, 2006, this Court granted two weeks' time for taking fresh steps to serve the unserved respondent No.2.

By order dated 09th October, 2009, the learned Chamber Judge allowed the application for modification in regard to the substituted service in respect of respondent No.2 and the petitioner was permitted to publish the notice in the newspapers as per the application.

Office Report dated 24th June, 2010 states that show cause notice in duplicate was given to the learned counsel for the petitioner on 27th October, 2009 for effecting service through publication in respect of respondent No.2 and he was requested to file affidavit of service along with proof of publication. Office Report states that needful has not been done so far.

In view of this, the special leave petition is dismissed.

(Parveen Kr. Chawla) (Indu Satija)
Court Master Court Master