

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 S.G. SHAH

Petition(s) for Special Leave to Appeal (Civil) No(s).25793/2005

S.KRISHNA AND ORS.

Petitioner(s)

VERSUS

LAXMAN PERSHAD MEHRA (DEAD) & ORS

Respondent(s)

(With prayer for interim relief and office report )

Date: 18/07/2012 This Petition was called on for hearing today.

For Petitioner(s)

Mr Prashant Narang, Adv.  
M/S Mitter & Mitter Co.,Adv.

For Respondent(s)

Mr K Maruthi Rao, Adv.  
Mrs. Anjani Aiyagari,Adv.

UPON hearing counsel the Court made the following

O R D E R

There is stay in favour of the petitioner since 3.1.2006. Matter is pending since the year 2005. Petitioner has filed an affidavit of service on 20.11.2010 which confirms that notice is not properly served except respondent No.3(c). Therefore, petitioner is well aware that respondent Nos. 3(a),3(b) and 3(d) to 3(f) of deceased respondent No.3 are yet not served. It is the basic duty of the litigant to chase the process of service and to see that the respondents are served at the earliest. It seems that no steps are taken from November, 2010 till date. Registry has to explain in writing to the undersigned that why matter has

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Item No.2

not been listed before the Court all during this period even after specific direction to list all the matters before appropriate Court if they are not attended for more than three months. In view of above facts, now in the interest of justice, as last chance, petitioner is permitted to confirm service upon remaining unserved respondents by dasti mode if process fee and spare copies are paid before 30.7.2012, else list before the Hon'ble Judge in Chambers for non-prosecution. Petitioner has to follow the provisions of law while serving dasti mode. If proper proof of service is not filed on record on or before 12.9.2012, list before the Hon'ble Judge in Chambers for non-prosecution against unserved respondents without waiting for any formal order to that effect or any other formalities.

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| (S.G. SHAH)  
| REGISTRAR

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