

LISTED ON 13.08.2013

COURT NO. 1

ITEM NO. 3

SEC-IVA

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL)Nos. 31093-94 of 2009  
WITH PRAYER FOR INTERIM RELIEF

AND

INTERLOCUTORY APPLICATION NO. 1-2

(Application for condonation of delay in filing SLP)

AND

INTERLOCUTORY APPLICATION NO. 3

(Application for exemption from filing O.T.)

GANGARAM

.....PETITIONER

VERSUS

NEW INDIA ASSURANCE CO. LTD. & ORS.

....RESPONDENTS

OFFICE REPORT

The matters above mentioned were listed before the Hon'ble Court on 16.11.2009 when the Court was pleased to pass the following Order:

'Issue notice on the applications for condonation of delay as also on the special leave petitions.'

Accordingly, show cause notice was issued to all the three respondents on 15.12.2009 through courier. Neither proof of delivery nor unserved cover containing the notice has been received from any of the respondent.

It is submitted that pursuant to Ld. Registrar's Order dated 27.7.2010 and 7.9.2010, fresh notice was issued to all the three respondents through Regd. A. D. post as well as through Trial Court. A.D. card duly signed has been received from Respondent No.1 and service report has been received from Trial Court in respect of Respondent Nos. 2 and 3 stating therein that notice has been served on Respondent No. 2 through affixation and respondent No. 3 has been

served through his elder brother but no one has put appearance on their behalf.

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Thereafter, the matter was listed before the Ld. Registrar from time to time and lastly listed before the Ld. Registrar's Court on 27.7.2012, with an office report dated 26.7.2012, when the Court was pleased to pass the following Order :

' 'Trial Court has sent a service report stating that respondent No.2 has been served through affixture. Being an affixture effected by the Court of law, I am inclined to treat it as proper service. No appearance for respondent No.2. Service is complete. No further steps. Hence, place the matter before the Hon'ble Court as per rules.' '

Thereafter, the matters above mentioned were again listed before the Hon'ble Court on 14.01.2013 with an office report dated 11.01.2013 when the Court was pleased to pass the following Order:

"Put up for final disposal on February 28, 2013."

The matters are listed before the Hon'ble Court with this Report.

Dated this the 12<sup>th</sup> day of August, 2013.

Copy to : Mr. P. Vinay Kumar, Advocate

ASSISTANT REGISTRAR

ASSISTANT REGISTRAR