

SUPR EME COUR T OF I ND I A
RECORD OF PROCEEDINGS

BEFORE THE REGISTRAR S.G. SHAH

Petition(s) for Special Leave to Appeal (Civil) No(s).27227/2008

(From the judgement and order dated 03/10/2008 in CWP No. 16539/2007 of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

RAKESH KUMAR Petitioner(s)

VERSUS

AVNASH RANI & ORS. Respondent(s)
(With appln(s) for permission to place addl. documents on record and prayer for interim relief)

Date: 05/07/2011 This Petition was called on for hearing today.

For Petitioner(s)
Mr. Jagjit Singh Chhabra,Adv.

For Respondent(s)
Mr. Ugra Shankar Prasad,Adv.

UPON hearing counsel the Court made the following ORDER

There is order of status quo since 25th August, 2008, respondent no. 3, a Government officer is yet not served.

Affidavit filed on 11th February, 2011 states that respondent no. 3 has refused to accept notice. No steps are taken to affix the notice at the given address with the help of the nearest Civil Court, no steps are taken to select any appropriate and alternative mode of service as provided under the Code of Civil Procedure.

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Petitioner was given an opportunity to confirm service upon respondent no. 3 on 12th May, 2010 and also before and after such date. However, respondent no. 3, the Government servant is yet not served. As last chance, petitioner is permitted to confirm service upon respondent no. 3 by appropriate mode including dasti mode. Dasti service is permitted to be served through nearest Civil Court with a specific direction to serve the notice by affixing the same at the given address.

If steps are not taken before 18th July, 2011 for appropriate alternative mode of service, list the matter before Hon'ble Judge in Chamber for non-prosecution.

If steps are taken, issue notice and list before this court on 19 August, 2011.

(S.G. Shah)
Registrar

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