

ITEM NO.33

REGISTRAR COURT.2

SECTION II

SUPREME COURT OF INDIA

RECORD OF PROCEEDINGS

BEFORE THE REGISTRAR S.G. SHAH

Petition(s) for Special Leave to Appeal (Cr1) No(s).8597-8598/2008

M/S.UMAK INVESTMENT COMPANY

Petitioner(s)

VERSUS

LAYAK RAM & ANR.

Respondent(s)

WITH SLP(Cr1) NO. 8650-8651 of 2008

SLP(Cr1) NO. 8652-8653 of 2008

Date: 17/04/2009 These Petitions were called on for hearing today.

For Petitioner(s)

Ms. N.Annapoorani,Adv.

For Respondent(s)

Mr. Naresh K. Sharma,Adv.

Mr. Arvind Kumar Gupta, Adv.

UPON hearing counsel the Court made the following
ORDER

Issue fresh notice which is to be forwarded to the SHO in all SLPs where respondents are unserved without fail. Such notice be forwarded through the Inspector General of Police of the State with a specific direction that Investigating Agency may serve the notice of this Court to the concerned respondent when it is sent for serving upon the respondent who are residing within the jurisdiction of the Investigating Agency.

It is surprising to note that the concerned SHO has returned back the notice simply stating that the concerned respondent No.2 is out of station. In such case, SHO must wait for couple of days to find out the respondent and in any case if he is not in a position to serve the notice, he should take the help of the Process Server of the nearest Civil Court to confirm service even by affixing the same at the given address as provided under the Code of Civil Procedure and to file appropriate report before this Court without fail.

List the matters on 7-7-2009.

Served respondents may file counter affidavit till then.

(S.G.SHAH)

va Registrar