

ITEM NO.126

REGISTRAR'S COURT NO.1

SECTION XI

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

RECORD OF PROCEEDINGS

BEFORE REGISTRAR B. SUDHEENDRA KUMAR

Petition(s) for Special Leave to Appeal (Civil) No(s).463/2007

HIMALAYAN INSTITUTE HOSPITAL TRUST & ANR

Petitioner(s)

VERSUS

MOHIT KUMAR & ORS.

Respondent(s)

(With office report)

Date: 30/03/2007 This Petition was called on for hearing today.

For Petitioner(s)

Mr. Sanjeev Agarwal, Adv.

Mr. Yunus Malik, Adv.

Mr. Prashant Chaudhary, Adv.

For Respondent(s)

In-person

UPON hearing counsel the Court made the following

O R D E R

Perused the letter dated 20.3.2007 handed over by the le

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counsel in the open Court.

This Special Leave Petition has been filed against the judgment dated 5.12.2006 passed by the Hon'ble High Court of Judicature at Allahabad, Lucknow Bench in Special Appeal Nos. 690 and 691 of 2006.

It appears from the impugned judgment that respondent No. 1 herein was not representing the other respondents before the Hon'ble High Court. Therefore, the request of the petitioner herein to treat the notice on the unserved respondents as complete stating that respondent No.1 was appearing for all the

-2-

respondents before the Trial Court, cannot be accepted.

The petitioner has not so far filed the proof of service though the petitioner has produced photo copy of the speed post receipts.

The petitioner shall take fresh steps within two weeks to complete the service by Registered Post A.D.

Respondent No.1 is granted three weeks' time to file counter affidavit, as prayed for.

List again on 1.5.2007.

(B. Sudheendra Kumar)

Registrar