

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

BEFORE THE REGISTRAR MS. SUJATA SINGH

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 44276/2025

P. LIAKATH ALI KHAN

Petitioner(s)

VERSUS

K. SIRAJUDDIN KHAN KHATAK & ORS.

Respondent(s)

WITH

Diary No(s). 5889/2026 (XII-A)

IA No. 36725/2026 - CONDONATION OF DELAY IN FILING

Date : 18-03-2026 This petition was called on for hearing today.

For Petitioner(s) :

Mr. R. H. A. Sikander, AOR
Mr. Sanawar, Adv.
Mr. Kshitij Singh, Adv.
Ms. Nuzhat Naseem, Adv.
Mr. Sikander Raza, Adv.
Mr. Kumail Abbas, Adv.

Mr. P. Vamshi Rao, Adv.
Ms. Rao Vishwaja, AOR

For Respondent(s) :

Mr. P. Vamshi Rao, Adv.
Ms. Rao Vishwaja, AOR

UPON hearing the counsel the Court made the following
O R D E R

SLP(C) No.Diary No(s). 44276/2025

Ld. Counsel for the petitioner to take appropriate steps with regard to deceased respondent No.1 within two weeks.

contd..

Ld. Counsel for the petitioner has filed affidavit of dasti service with regard to service on respondent No.5 but the same is defective as dasti notice has been served through speed post instead of in-person. The same cannot be considered proper service in terms of Order LIII Rule 3 of Supreme Court Rules.

Hence, Ld. Counsel for the petitioner to take fresh steps and to file fresh particulars for service on respondent No.5 within a week.

Opportunity of respondent No.2 to file counter affidavit has already been declined.

Service was complete on respondent No.3 on 05.02.2026, but none has entered appearance.

Ld. Counsel for the petitioner has filed an application seeking substitution of the legal representatives of deceased respondent No.4 but the same is defective. Let the defects be cured within a week.

List again on 22.4.2026.

Diary No(s). 5889/2026

Service was complete on respondent Nos.1 and 2 on 02.03.2026 but none has entered appearance.

As per office report, Ld. Counsel for the petitioner has filed an application seeking substitution of the legal representatives of deceased respondent No.3 but the same is defective. However, it has been submitted by Ld. Advocate,

contd..

Ms.Vishwaja Rao for the petitioner that defects have already been cured. Registry to verify and update the records. If defects are not found to have been cured, one week's time, as a last opportunity is granted to cure the defects.

Ld. Counsel for the petitioner to take fresh steps and to file fresh particulars for service on respondent No.4 within a week. Dasti, in addition, is allowed as prayed for. Let affidavit of dasti service be filed within two weeks.

List again on 22.04.2026.

Let copy of the ROP be furnished to the concerned AOR for information and compliance.

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SUJATA SINGH
Registrar