

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

SECTION XVI-A
LISTED ON:
CHAMBER MATTER:
ITEM NO. :

TRANSFER PETITION (CIVIL) NO. 557 OF 2015
WITH
INTERLOCUTORY APPLICATION NO. 1 OF 2015
(Application for Ex-Parte stay)

NEHA SINGHPetitioner
VERSUS
SANJEEV KUMAR SINGHRespondent

OFFICE REPORT ON DEFAULT

The Transfer Petition above mentioned was listed before the Hon'ble Court on 17th April, 2015 when the Court was pleased to pass the following order:

"Issue notice.

There shall be stay of further proceedings in M.C. No. 318 of 2014 titled as Sanjeev Kumar Singh versus Neha Singh pending in the Court of Principal Judge, Family court, Bhojpur, Arra Bihar."

Accordingly notice was issued to the Sole Respondent through Registered A.D. Post on 7th May, 2015.

It is submitted that neither A.D. card nor unserved cover containing the said notice has been received back from the Sole Respondent so far.

Thereafter the matter was listed before the Ld. Registrar Court on 7th September, 2015 when he was pleased to pass the following order.

"Ld. Counsel for the petitioner still to take fresh steps to effect service on the sole respondent. Be taken within four weeks time. Notice thereafter be issued.

List again on 30.11.2015."

Accordingly notice was issued to the sole Respondent on 31st October, 2015.

It is submitted that A.D. card dated 7th November, 2015 duly signed by father of Respondent has been received but no one has filed Vakalatnama on his behalf so far.

Contd...2/-

Thereafter, the matter was listed before the Ld. Registrar Court on 29th January, 2016 when he was pleased to pass the following order;

"Ld. Counsel for the petitioner to take fresh steps to effect service on the sole respondent within four weeks time. Notice thereafter be issued through the Trial Court.
List again on 12.4.2016."

It is submitted that Counsel for the Petitioner has not filed spare copy of Transfer Petition hence notice could not be issued.

Lastly the matter was listed before the Ld. Registrar Court on 28th July, 2016 when he was pleased to pass the following order :

"Despite last opportunity having been granted, spare copy for service of the sole respondent has not been filed.
The matter be processed for listing before the Hon'ble Judge in Chambers for further directions."

Service of show cause notice is not complete.

The default on the part of counsel for the Petitioner is reported to Hon'ble Judge in Chamber with this Office Report.

Dated this the 8th day of August, 2016.

ASSISTANT REGISTRAR

Copy to : Ms. Susmita Lal, Advocate.

ASSISTANT REGISTRAR