

IN THE SUPREME COURT OF INDIA
CRIMINAL ORIGINAL JURISDICTION

SECTION XVI-A

LISTED ON : 27.04.2016
CHAMBER MATTER: 14
ITEM NO. : 15

TRANSFER PETITION (CRIMINAL) NO. 145 OF 2015

WITH

CRIMINAL MISCELLANEOUS PETITION NO. 6443 OF 2015

(Application for Stay)

GEETA @ RENU RATHORE

.....Petitioner

VERSUS

HARI OM RATHORE

.....Respondent

OFFICE REPORT ON DEFAULT

The Transfer Petition above-mentioned was listed before the Hon'ble Court on 24-04-2015 when the Court was pleased to pass the following Order:

"Issue notice.

In the meanwhile, there shall be stay of further proceedings of Criminal Revision No.CRR/00204/2014 titled as "Hari Om Rathore vs. Geeta @ Renu Rathore" pending before the IV Additional Sessions Judge, Sessions Division, Bhind, Madhya Pradesh."

Accordingly, notice was issued to the sole Respondent through Registered A.D. Post on 9-10-2015.

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

Thereafter the matter was listed before the Id. Registrar on 21-01-2016, when he was pleased to pass the following order:

"Fresh steps for the service of notice by usual mode to the sole respondent shall be taken by the learned counsel for the petitioner within a period of four weeks.

List again on 8.3.2016."

It is submitted that counsel for the petitioner has neither filed spare copy nor taken fresh steps hence notice could not be issued to unserved sole Respondent.

The matter was again listed before the Id. Registrar Court on 11-03-216, when he was pleased to pass the following order:

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"Id.counsel for the petitioner has failed to take fresh steps in the respect of the sole respondent despite opportunities given. Therefore, the matter shall be processed for listing before the Hon'ble Judge in Chambers for further directions. Await orders and list thereafter."

Service of show cause notice is not complete.

The default on the part of the counsel for the petitioner is listed before the Hon'ble Judge-in-chamber with this office report.

Dated this the 30th day of March, 2016.

ASSISTANT REGISTRAR

Copy to:

Ms. Aishwarya Bhati, Advocate

ASSISTANT REGISTRAR

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