

LISTING ON 21.10.2013
REGISTRAR COURT NO. 1
ITEM NO. 8

SEC-IVA

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL)NO. 15686 of 2009
WITH PRAYER FOR INTERIM RELIEF
AND
INTERLOCUTORY APPLICATION NO.
(Application for recalling the Order dated 5.9.2013)

Dilip & Ors. ...Petitioners

-VERSUS-

State of Karnataka & Ors. ...Respondents

OFFICE REPORT

The matter above mentioned was listed before the Ld. Registrar on 5.9.2013 with an office report dated 4.9.2013, when he was pleased to pass the following Order :

"Application for discharge registered as IA No.2/2013 has been filed on record by the ld. Advs. M/s Mitter & Mitter Co. seeking discharge of the ld. Advocate-on-record, Mr Dinesh Kumar Garg on the ground that the petitioner on his own choice wants to engage another counsel on record.

Till date no response to this application has been given despite reasonable opportunities granted by the Court.

By invoking powers under Order VI Rule 17 of the Supreme Court Rules, 1966, the present application stands allowed. M/s Mitter & Mitter Co. are allowed to be brought on record to represent the petitioner in the present application.

Application stands disposed off accordingly.

Counter affidavit on behalf of respondent No.1 has been filed on record by the ld. Counsel, Mr Sanjay R Hegde.

Respondent Nos. 2,3 and 5 to 13 represented through the ld. Counsel, Mr Rajeev Singh are granted four weeks' time for filing counter affidavit.

The ld. Counsel, Mr Sameer Abhyankar appearing on behalf of M/s Mitter & Mitter Co. for the petitioner to take necessary steps for substitution of legal representatives of deceased respondent No.4 by next

date.

List again on 21.10.2013."

...2/-

-2-

It is submitted that Mr. Dinesh Kumar, earlier Advocate for the petitioner has on 30.9.2013 filed an application for recalling the Order dated 5.9.2013 passed by the Ld. Registrar on 5.9.2013. Copy of application not served on Mr. Sanjay R. Hegde, Advocate.

It is further submitted that Mr. Rajeev Singh, Advocate has not filed counter affidavit on behalf of represented respondents.

It is lastly submitted that counsel for the petitioner has not taken any steps for substitution of legal representatives of deceased respondent No. 4.

The matter is listed before the Ld. Registrar with this Report.

Dated this the 18th day of October, 2013.

ASSISTANT REGISTRAR

Copy to: M/s. Mitter & Mitter Co, Adv.
Mr. D. K. Garg, Adv.
Mr. Rajeev Singh, Adv.
Mr. Sanjay R. Hegde, Adv.

ASSISTANT REGISTRAR