

LISTING ON 08.04.2016  
COURT NO. 8  
ITEM NO. 2

SEC.IV-A

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) NOS. 4809, 16439-16440 AND  
16441-16442 OF 2014  
WITH PRAYER FOR INTERIM RELIEF

Ganeshilal Jain, Etc.

...Petitioners

-Versus-

Mandir Shri Garud Govindji Banke & Ors. Etc. Etc.

...Respondents

OFFICE REPORT

The matters above mentioned were listed before the Hon'ble Court on 02.07.2014, when the Court was pleased to pass the following Order:

*“Permission to file SLP is granted.  
Delay condoned.  
Issue notice, returnable within six weeks.  
Dasti, in addition, is permitted.  
Status quo existing as on today shall be maintained until  
further notice.”*

Accordingly, show cause notice directly as well as dasti, was issued in all the matters.

Service position in all the matters is as under:-

SLP No.	Total RRs	A.D./Proof	V/A	C/A	Status
4809/14	5	3-5	1, 2	-	Complete
16441-42/14	8	5	1, 2-4, 6-8	2-4, 6-8	Complete
16439-40/14	9	2, 6	1, 3-5, 7-9	1	Complete

Copies of the counter affidavit have been included in the paper books.

**SLP(C) Nos. 16439-40/2014**

Mr. Akshat Shrivastava, Advocate for respondent no. 1 has filed two (2) separate applications. One is application for permission to file additional affidavit and other one is application for permission to file additional documents, annexures R1/4 and R1/5 and application for exemption from filing official translation but copies of the both applications have not been served upon Mr. Mishra Saurabh, Advocate for Respondent Nos. 3-5 and 7-9 despite this Registry's letter dated 15.02.2016, so far.

As the matter is on board, copies of the same have been included in the paper books.

Thereafter, the matters above mentioned were listed from time to time before Ld. Registrar and lastly listed on 09.03.2016 with an office report dated 08.03.2016, when Registrar was pleased to pass the following order:

“SLP(C) No. 4809/2014

*Service of notice is complete on the respondent Nos. 3 to 5 but no one has entered appearance on their behalf.*

*The Ld. Counsel for the respondent Nos.1 and 2 have failed to file the counter affidavit within the period stipulated under the rules. Viewed, in that context, the matter shall be processed for listing before the Hon'ble Court, under the rules.*

SLP(C) Nos. 16439-16440 and 16441-16442/2014

*The Ld. Counsel for the respondent No.1 has already filed the counter affidavit within the period stipulated under the rules.*

*Other appearing respondents have failed to file the counter affidavit within the period stipulated under the rules. Viewed, in that context, the matter shall be processed for listing before the Hon'ble Court, under the rules.*

Mr. Akshat Shrivastava, Ld. Counsel serve copy of I.As filed by him to the Advocate for Respondent Nos. 3 to 5 and 7 to 9 within a period of two weeks.”

It is submitted that Mr. Akshat Shrivastava, Advocate has not filed proof of service after serving copy of applications upon Mr. Mishra Saurabh, counsel for respondent nos. 3-5 and 7-9.

The matters above mentioned are listed before the Hon'ble Court with this Office Report.

Dated this the 5<sup>th</sup> day of April, 2016.

ASSISTANT REGISTRAR

Copy to:

Mr. Anirudh Sharma, Advocate

Mr. Akshat Srivastava, Advocate, 34, L/C, S/C

Mr. Mishra Saurabh, Advocate, A-89, LGF, Defence Colony, ND-24

Ms. Pratibha Jain, Advocate, 34, L/C, S/C

ASSISTANT REGISTRAR