

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL) NO. 10594-95 OF 2014

WITH PRAYER FOR INTERIM RELIEF

AND

INTERLOCUTORY APPLICATION NOS. 4-5

(Application for directions)

AND

INTERLOCUTORY APPLICATION NOS. 6-7

(Application for exemption from filing Official Translation)

AND

INTERLOCUTORY APPLICATION NOS. 8-9

(Application for deletion of name of R.No. 3)

RAM AUTAR GUPTA

...PETITIONER

VERSUS

GANGA RAM & ORS.

...RESPONDENTS

OFFICE REPORT

The matters above mentioned were listed before the Hon'ble Court on 04.04.2014, when the Court was pleased to pass the following Order:

“Delay condoned.

Issue notice limited to the question whether the amount of earnest money of Rs. 50,000/- paid to the defendant can be directed to be refunded to the petitioner with interest.”

Accordingly, show cause notice was issued to all the three respondents on 19.06.2014 through registered A.D. post. Mr. Anil Kumar Tandale, Advocate has put in appearance on behalf of respondent no. 3 but has not filed Counter Affidavit so far. Respondent Nos. 1 & 2 have been served through District Court, but no one has entered appearance on his behalf. Service of Show Cause Notice is complete.

It is submitted that Counsel for the Petitioner has on 14.08.2015 filed applications for directions & exemption from filing Official Translation and the same has been regd. as I.A. Nos. 4-5 & 6-7 and were listed before the Hon'ble Court on 07.01.2015, when the Court was pleased to pass the following order:

“Post these IAs along with the main petitions.”

Thereafter, the matter above-mentioned was lastly listed before the Hon'ble Court on 24.11.2015, when the Court was pleased to pass the following Order:

“Perused the letter.

In view of the letter circulated by learned counsel for the respondent No.3, the matter is adjourned.

List after winter vacation.”

It is lastly submitted that the Counsel for Respondent No. 3 has filed an application for deletion of name of R.No. 3 from the array of respondents and the same has been registered as I.A Nos. 8-9 and has been included in the Paper Books.

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

Dated this the 22nd day of February, 2017.

ASSISTANT REGISTRAR

Copy to:

M/S. Anuradha & Associates, Advocate

Mr. Anil Kumar Tandale, Advocate

ASSISTANT REGISTRAR

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL) NO. 10594-95 OF 2014
WITH PRAYER FOR INTERIM RELIEF

AND

INTERLOCUTORY APPLICATION NOS. 4-5

(Application for directions)

AND

INTERLOCUTORY APPLICATION NOS. 6-7

(Application for exemption from filing Official Translation)

RAM AUTAR GUPTA

...PETITIONER

VERSUS

GANGA RAM & ORS.

...RESPONDENTS

OFFICE REPORT

The matters above mentioned were listed before the Hon'ble Court on 04.04.2014 when the Court was pleased to pass the following Order:

“Delay condoned.

Issue notice limited to the question whether the amount of earnest money of Rs. 50,000/- paid to the defendant can be directed to be refunded to the petitioner with interest.”

Accordingly, show cause notice was issued to all the three respondents on 19.06.2014 through registered A.D. post. Mr. Anil Kumar Tandale, Advocate has put in appearance on behalf of respondent no. 3 but has not filed Counter Affidavit so far. Respondent Nos. 1 & 2 have been served through District Court, but no one has entered appearance on his behalf. Service of Show Cause Notice is complete.

It is submitted that Counsel for the Petitioner has on 14.08.2015 filed applications for directions & exemption from filing Official Translation and the same has been regd. as I.A. Nos. 4-5 & 6-7 and were listed before the Hon'ble Court on 07.01.2015, when the Court was pleased to pass the following order:

“Post these IAs along with the main petitions.”

Thereafter, the matter above-mentioned was lastly listed before the Hon'ble Court on 24.11.2015, when the Court was pleased to pass the following Order:

“Perused the letter.

In view of the letter circulated by learned counsel for the respondent No.3, the matter is adjourned.

List after winter vacation.”

It is lastly submitted that no documents has been filed by the Counsel for Respondent No. 3 so far.

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

Dated this the 17th day of November, 2016.

ASSISTANT REGISTRAR

Copy to:

M/S. Anuradha & Associates, Advocate

Mr. Anil Kumar Tandale, Advocate

ASSISTANT REGISTRAR

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL) NO. 10594-95 OF 2014

WITH PRAYER FOR INTERIM RELIEF

AND

INTERLOCUTORY APPLICATION NOS. 4-5

(Application for directions)

AND

INTERLOCUTORY APPLICATION NOS. 6-7

(Application for exemption from filing Official Translation)

RAM AUTAR GUPTA

...PETITIONER

VERSUS

GANGA RAM & ORS.

...RESPONDENTS

OFFICE REPORT

The matters above mentioned were listed before the Hon'ble Court on 04.04.2014 when the Court was pleased to pass the following Order:

“Delay condoned.

Issue notice limited to the question whether the amount of earnest money of Rs. 50,000/- paid to the defendant can be directed to be refunded to the petitioner with interest.”

Accordingly, show cause notice was issued to all the three respondents on 19.06.2014 through registered A.D. post. Mr. Anil Kumar Tandale, Advocate has put in appearance on behalf of respondent no. 3 but has not filed Counter Affidavit so far. Respondent Nos. 1 & 2 have been served through District Court , but no one has entered appearance on his behalf. Service of Show Cause Notice is complete.

It is submitted that Counsel for the Petitioner has on 14.08.2015 filed applications for directions & exemption from filing Official Translation and the same has been regd. as I.A. Nos. 4-5 & 6-7 and were listed before the Hon'ble Court on 07.01.2015, when the Court was pleased to pass the following order:

“Post these IAs along with the main petitions.”

Thereafter, the matter above-mentioned was lastly listed before the Court of Ld. Registrar on 10.08.2015, when he was pleased to pass the following order:

“The respondent No. 3 has failed to file the counter affidavit within the period stipulated under the rules. Service of notice is complete on the respondent Nos. 1 & 2, but no one has entered appearance on their behalf. Viewed thus, the matter shall be processed for listing before the Hon'ble

Court on its own turn. ”

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

Dated this the 23rd day of November, 2015.

ASSISTANT REGISTRAR

Copy to:

M/S. Anuradha & Associates, Advocate

Mr. Anil Kumar Tandale, Advocate

ASSISTANT REGISTRAR

INTERLOCUTORY APPLICATION NOS. 4-5

(Applications for Directions)

AND

INTERLOCUTORY APPLICATION NOS. 6-7

(Applications for exemption from filing Official Translation)

IN

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL) NO. 10594-95 OF 2014

WITH PRAYER FOR INTERIM RELIEF

RAM AUTAR GUPTA

...PETITIONER

VERSUS

GANGA RAM & ORS.

...RESPONDENTS

OFFICE REPORT

The matter above mentioned was listed before the Hon'ble Court on 04.04.2014 when the Court was pleased to pass the following Order:

“Delay condoned.

Issue notice limited to the question whether the amount of earnest money of Rs. 50,000/- paid to the defendant can be directed to be refunded to the petitioner with interest.”

Accordingly, show cause notice was issued to all the three respondents on 19.06.2014 through registered A.D. post. Mr. Anil Kumar Tandale, Advocate has put in appearance on behalf of respondent no. 3 but has not filed Counter Affidavit so far. Neither A.D. cards nor unserved cover containing the notice has been received back in respect of respondent nos. 1 & 2.

It is submitted for the information of the Hon'ble Court that M/s. Anuradha & Associates, Counsel for the Petitioner has on 14.08.2014 filed applications for directions & for exemption from filing Official Translation and the same has been registered as Interlocutory Applications Nos. 4-5 & 6-7.

The applications above-mentioned were listed before the Hon'ble Court with this office report.

Dated this the 03rd day of January, 2015.

ASSISTANT REGISTRAR

Copy to:

M/S. Anuradha & Associates, Advocate
Mr. Anil Kumar Tandale, Advocate

ASSISTANT REGISTRAR

INTERLOCUTORY APPLICATION NOS. 1 & 2-3

(Applications for Condonation of Delay in filing & refiling the SLP)

IN

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL) NO. CC..5217-5218 OF 2014
WITH PRAYER FOR INTERIM RELIEF

RAM AUTAR GUPTA

...PETITIONER

VERSUS

GANGA RAM & OTHERS

...RESPONDENTS

OFFICE REPORT

The Special Leave Petition above mentioned has been filed against the Judgment and Orders dated 25.01.2011 & 08.10.2013 passed by the High Court of Judicature at Allahabad, in Second Appeal No. 59 of 2011 and Civil Miscellaneous Review Petition No. 70669 of 2011.

It is submitted that there is a delay of 987 days in filing and 36 days in re-filing the SLP filed against the order dated 25.01.2011 and SLP filed against order dated 08.10.2013 is within time and counsel has filed an application for condonation of delay to condone the said delay.

The matter above mentioned is listed before the Hon'ble Court with this office report.

Dated this the 03rd day of April, 2014.

ASSISTANT REGISTRAR

Copy to:

M/S. Anuradha & Associates, Advocate

ASSISTANT REGISTRAR