

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

CIVIL APPEAL NO. 1001 OF 2006

SAHIN PARVEEN NAWAB MUBARAK KHAN & ORS.

Appellant (s)

VERSUS

AQEELA KHANAM & ORS.

Respondent(s)

(With appln(s) for permission to file additional documents and prayer for interim relief and office report)

Date: 06/11/2008 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE C.K. THAKKER

HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA

For Appellant(s)

Ms. Anagha S Desai, Adv.

Mr. Abhijet A Desai, Adv.

Mr. Satyajit A Desai, Adv.

Mr. Venkateswara Rao Anumolu, Adv.

For Respondent(s) Mr. Sanjay V Kharde, Adv.

State of Maharashtra Mrs. Asha Nair, Adv.

Nagpur Municipal Mr. Shaviaji Jadhav, Adv. (NP)

Corporation

UPON hearing counsel the Court made the following
ORDER

We have heard learned counsel for the appellants for some time. From the order it appears that apart from private respondents, there are public authorities also, particularly, respondent No. 7 is the City of Nagpur Corporation, respondent No. 8 is the State of Maharashtra and respondent No. 9 is the Selection Committee, Nagar Municipal Corporation, Nagpur. Those authorities had also not appeared before the Court though served as early as in 2005. On May 27, 2008, the vacation Bench passed the following order :

"We have heard learned counsel for the appellants for some time. Though respondents are served, nobody appears. apart from the private respondents, nobody is appearing even for the City of Nagpur Corporation- Respondent No.7, the State of Maharashtra-

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:2:

Respondent No.8 and the Selection Committee, Nagar Municipal Corporation, Nagpur-Respondent No.9. We think it appropriate to issue fresh notice to all the respondents returnable in the first week of August, 2008. Over and above, dasti service is permitted. If the respondents want to file affidavit in reply, let such affidavits be filed within two weeks thereafter. Place the matter for hearing thereafter.

Not to be treated as part-heard."

Though as per office report, the respondents were served, nobody appeared today. We, therefore, enquired as to who would be generally appearing for the State of Maharashtra as also for the City of Nagpur Corporation. Mr. Sanjay V Kharde, learned counsel appears and states that he will appear in the matter for the State of Maharashtra but an order may be passed that the Registry may show his appearance. Ordered accordingly.

It was stated that normally for the City of Nagpur Corporation, Mr.

Shivaji Jadhav, learned counsel appears. The Registry will also show his appearance subject to the fact that whether he would be able to appear on the next date of hearing.

List after four weeks so as to enable the learned counsel for the respondents to take appropriate instructions. So far as the private parties are concerned, nobody appears. Hence, appropriate order will be passed by the Court.

[Charanjeet Kaur]
Court Master

[Vinod Kulvi]
Court Master