

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL © NOS. 15253, 18646-19117,
10081-10124 OF 2015

AND

REVIEW PETITION © 1396-1398 OF 2016 IN S.L.P.(C) 36429-36431 OF 2014
WITH
PRAYER FOR INTERIM RELIEF

State of Karnataka

.....Petitioner

-Versus-

M/s C.R. Gujar, Etc.

.....Respondents

OFFICE REPORT

S.L.P. © NO. 15253 AND 18646-19117 OF 2015

The matters above-mentioned were listed before the Hon'ble Court on 22nd April, 2016, when the Hon'ble Court was pleased to pass the following order:-

“We find that in SLP (Civil) Nos. 18646-19117 of 2015 some of the respondents have not been served so far. Learned counsel for some of the respondents, who have been served, also want to file counter affidavit.

Let the petitioner take steps to serve the unserved respondents. Fresh notice be issued returnable on 18th July, 2016.

List these matters on 18th July, 2016 along with Review Petition (Civil) Nos. 1396-1398 of 2016.

Counter affidavit be filed in the meantime.”

S.L.P. © NO. 15253 OF 2015

It is submitted that counsel for the sole respondent has not filed counter affidavit so far.

S.L.P. © NOS. 18646-19117 OF 2015

It is submitted that fresh show cause notice to unserved respondent Nos. 4, 5, 11, 15, 21 and 43 was issued on 20th May, 2016 by registered A.D. Post. Unserved cover containing the notice has been received back from respondent Nos. 5, 15, 21 and 43 with the postal remarks “Addressee left. Hence, returned to sender”. Neither A.D. Card nor unserved cover containing the notice has been received back from respondent No.4 and 11 so far.

It is further submitted that counsel for the petitioner has on 17th May, 2016 filed a letter praying therein that dasti notice may be given to him for effecting service of notice on the said unserved respondents. Dasti notice was handed over to the counsel for the petitioner on 18th May, 2016 for effecting service on the unserved respondent Nos. 4, 5, 11, 15, 21 and 43 but the counsel for the petitioner has not filed affidavit of service alongwith proof of service so far.

It is further submitted that Mr. E.C. Agrawala, Advocate has on 23rd April, 2016 filed Vakalatnama/Appearance on behalf of respondent Nos. 37 and 47. The counsel for the respondent Nos. 10, 37 and 47 has on 23rd April, 2016, filed counter affidavit and copy of the counter affidavit has been included in the paper books.

It is again submitted that counsel for respondent Nos. 1, 3, 8, 17, 23, 24, 26, 27, 30, 32, 34, 35, 36, 39, 44 and 45 have not filed counter affidavit so far.

It is lastly submitted that respondent Nos. 2, 6, 7, 9, 12, 13, 14, 16, 18, 19, 20, 22, 25, 27, 28, 29, 31, 33, 41, 42, 46 and 48 have not filed Vakalatnama/Appearance, though served with show cause notice/dasti notice.

S.L.P. © NO. 10081-10124 OF 2015

The matters above-mentioned were listed before the Hon'ble Court on 27th March, 2015 when the Hon'ble Court was pleased to pass the following order:

**“Delay condoned.
Notice.”**

Accordingly, show cause notice was issued to sole respondent on 18th April, 2015 through registered A.D. Post. Mr. Raghavendra S. Srivastava, Advocate has on 6th July, 2015 filed Vakalatnama/Appearance on behalf of the said respondent but he has not filed Counter Affidavit so far.

It is submitted that office report with regard to not filing of counter affidavit was listed before the Ld. Registrar's Court from time to time and lastly on 12th April, 2016, when the following order was passed:-

“Despite last opportunity granted, sole respondent has not filed counter affidavit. Further opportunity is declined.

Matter stands complete. However, to be listed before the Hon'ble Court alongwith connected matters.”

It is further submitted that counsel for the sole respondent has not filed counter affidavit so far.

Review Petition (C)1396-1398 of 2016 in SLP(C) No.36429-36431 of 2014

The above-mentioned Review Petitions were mentioned before the Hon'ble court on 8th February, 2016 when the Court was pleased to pass the following Order:-

“Post the Review Petition © Nos.1396-1398 of 2016 alongwith SLP © Nos.10081-10124 of 2015 and other connected matters for hearing before the appropriate Bench.”

The matters are listed before the Hon'ble Court with this office Report

Dated this the 15th day of July, 2016.

ASSISTANT REGISTRAR

Copy to:-

1. Mr. V.N. Raghupathy, Advocate
15, Lawyers Chambers,
2. M/S Nuli & Nuli, Advocates,
123, Lawyers chamber.
3. Mr. Vikas Mehta, Advocate
59, Lawyer's Chamber.
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5. Mr. Anup Kumar, Advocate
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6. Ms. Divya Roy, Advocate
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New Delhi – 14.
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428, M.C. Setalvad Lawyer's Chamber.
8. Mr. M.P. Devanath, Advocate

ASSISTANT REGISTRAR