

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CIVIL APPEAL NO(s). 686 OF 2008

BEFORE THE REGISTRAR S.G. SHAH

M/S ACC LTD.

Appellant (s)

VERSUS

D.G. (I&R) NEW DELHI & ORS.
(With appln(s) for amendment of cause title)

Respondent(s)

WITH Civil Appeal NO. 1003 of 2008

(With office report)

Civil Appeal NO. 1004 of 2008

(With office report)

Civil Appeal NO. 1007 of 2008

(With office report)

Civil Appeal NO. 1055 of 2008

(With office report)

Civil Appeal NO. 1084 of 2008

(With office report)

Civil Appeal NO. 1092 of 2008

(With office report)

Civil Appeal NO. 1261 of 2008

(With office report)

Civil Appeal NO. 1262 of 2008

(With office report)

Civil Appeal NO. 1294 of 2008

(With office report)

Civil Appeal NO. 1306 of 2008

(With office report)

Civil Appeal NO. 1335 of 2008

(With office report)

Civil Appeal NO. 1336 of 2008

(With office report)

Civil Appeal NO. 1348 of 2008

(With office report)

Civil Appeal NO. 1443 of 2008

(With office report)

Civil Appeal NO. 2467 of 2008

(With office report)

Civil Appeal NO. 2792 of 2008

(With office report)

Civil Appeal NO. 2793 of 2008

(With office report)

Item No.38

Civil Appeal NO. 2794 of 2008
(With office report)

Civil Appeal NO. 2802 of 2008
(With office report)

Civil Appeal NO. 2933 of 2008
(With office report)

Civil Appeal NO. 3449 of 2008
(With office report)

Civil Appeal NO. 3568 of 2008
(With office report)

Civil Appeal NO. 3612 of 2008
(With office report)

Civil Appeal NO. 4898 of 2008
(With office report)

Civil Appeal NO. 876 of 2008
(With office report)

Civil Appeal NO. 899 of 2008

(With office report)
Civil Appeal NO. 953 of 2008
(With office report)
Civil Appeal NO. 956 of 2008
(With office report)
Civil Appeal NO. 957 of 2008
(With office report)
Civil Appeal NO. 962 of 2008
(With office report)
Civil Appeal NO. 970 of 2008
(With office report)
Civil Appeal NO. 975 of 2008
(With office report)

Date: 08/02/2012 This Appeal was called on for hearing today.

For Appellant(s)

M/S Gagrath & Co., Adv.
Ms. Neha Agarwal, Adv.
Mr. E.C. Agrawala, Adv.
M/S Gagrath & Co.
Ms. Anannya Ghosh, Adv.
M/S Suresh A. Shroff & Co.
Mr. Prashant Mehra, Adv.
Mr. Pramod B. Agarwala, Adv.
Mr. Manish Gupta, Adv.
Mr. Sudhir Kumar Gupta, Adv.
Mr. O.P. Gaggar, Adv.

Item No.38

-3-

Mr. Yash Pal Dhingra, Adv.
Mr. Rajesh Kumar, Adv.
Mr. Hari Shankar K, Adv.
Mr. Rajan Narain, Adv.
Ms. Vibha Datta Makhija, Adv.
Ms. Sharmila Upadhyay, Adv.
M/S. Khaitan & Co.
Mr. Pawan Upadhyay, Adv.
Ms. Sharmila Upadhyay, Adv.

For Respondent(s)

Mr. Prem Prakash, Adv.
Mr. B. Krishna Prasad, Adv.
Mrs Manik Karanjawala, Adv.
Mr. Pramod B. Agarwala, Adv.
Mr. B. Krishna Prasad, Adv.
M/S Gagrath & Co., Adv.
Mr. Prashant Mehra, Adv.
Mr. Pramod B. Agarwala, Adv.
Ms. Sushma Suri, Adv.
Mr. Vishwajit Singh, Adv.

UPON hearing counsel the Court made the following
O R D E R

CA Nos. 686, 899, 953, 956, 957, 970, 1335, 2793, 2802, 1055, 1092,
1084, 1348, 1336, 962, 975, 1262, 1294, 2987, 3568, 4898 of 2008

Deleted.

CA Nos. 1007, 2467 and 2933/2008

Nobody is present for the appellant.

Several respondents are yet unserved. The matters are pending since the year 2008.

List before the Hon'ble Judge in Chambers for non-prosecution.
Item No.38 -4-

CA Nos.1443,3612,2933 and 3449/2008

Several respondents are yet unserved.

Learned counsel for the appellant in all these appeals are present before the court. They are praying for dasti service upon the unserved respondents.

In all such cases, considering the delay taken till date for confirming service, appellants have to supply additional copies and to pay process fee on or before 11.2.2012. Dasti must be provided to them before 14.2.2012 and they must file proper proof of service before 14.3.2012.

If proper proof of service in all such matters are not filed before 14.3.2012, all the appeals shall be listed before the Hon'ble Judge in Chambers for non-prosecution.

It has been pointed out that in fact some of the unserved respondents in some of the appeals are very well present before the court as the appellants in other appeals. If it is the position so far as the unserved respondents are concerned, the concerned appellants are permitted to confirm service upon such respondents through the concerned Advocates, who are appearing for such respondents as the appellants in any connected appeal in all the matters.
Item No.38 -5-

In CA Nos.876,1003,1004,1261 and 1306/2008, as per office report, Director General, INR is concerned, who is present in connected appeals through the learned Advocates, Ms.Sushma Suri/Mr. B.K. Prasad. In view of such fact, appellant in all such appeals have to confirm service by

providing additional copies to them and to file proper proof
of acknowledgment on record to avoid issuance of further
notices. If such acknowledgment is not filed before the next
date, i.e. 14.3.2012, all such appeals shall also be listed
before the Hon'ble Judge in Chambers for non-prosecution.

(S.G. SHAH)
REGISTRAR

rd