

**SECTION XII**  
IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

**CIVIL APPEAL NOS. 3438-3440 OF 2008**  
WITH  
**INTERLOCUTORY APPLICATION NOS. 5-7**  
(Applications for permission to raise additional grounds)  
WITH  
**CIVIL APPEAL NOS. 3441-3444 OF 2008**  
WITH  
**INTERLOCUTORY APPLICATION NOS. 7-10**  
(Applications for directions)  
WITH  
**CIVIL APPEAL NOS. 3445-3446 OF 2008**  
WITH  
**PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) NOS.**  
**29114-29115 OF 2008**  
WITH  
**PRAYER FOR INTERIM RELIEF**  
WITH  
**CIVIL APPEAL NOS. 4006-4008 OF 2010**  
WITH  
**CIVIL APPEAL NOS. 3410-3437 OF 2008**  
WITH  
**INTERLOCUTORY APPLICATION NOS. 32-59**  
(Applications for directions)

M/s. Madras Cements Limited Etc.Etc. ...Appellants

versus

The State of Tamil Nadu & Ors. Etc.Etc. ...Respondents

**OFFICE REPORT**

The matters were listed alongwith SLP (C)No. 6250 of 2015 before the Hon'ble Court on 29<sup>th</sup> March, 2016, when the Court was pleased to pass the following order:-

"The learned counsel for the petitioner seeks two more weeks' time to file a chart as directed by this Court on 14.10.2015.

The time, as prayed for, is granted.

The chart shall clearly indicate as to the date of taking possession and the mode of taking possession of each item of the property, if at all they have taken possession.

It shall also be indicated in the chart the mode of payment or deposit of compensation of each item.

A copy of the chart shall be furnished to the respondent on or before 10.04.2016.

In case the chart is not filed on or before 10.04.2016, it shall be presumed that they have not taken physical possession of the property and the officers responsible for not filing the chart shall be personally made liable for the consequences.

Post on 12.04.2016 on top of the list.

In the batch, the cases shall be serially numbered while listing.

Delay condoned and issue notice in all the fresh matters returnable on 12.04.2016.

**List all the matters on 12.04.2016."**

It is submitted that no chart indicating the mode of payment or deposit of compensation has been filed in compliance to the order quoted above.

The matters above-mentioned were listed before the Hon'ble Court on 7<sup>th</sup> February, 2017, when the Court was pleased pass the following Order:-

**"On joint request, post these matters after four weeks.**

**Rejoinder affidavit, if any, may be filed in the meantime."**

**CIVIL APPEAL NOS. 3438-3440 OF 2008**

It is submitted that there are three Respondents common in all the appeals. Respondent Nos. 2 and 3 are represented through Mr. B. balaji, Advocate. Respondent No. 1 has been served with notice but no one has entered appearance on his behalf.

Service of notice is complete.

It is submitted that Mrs. Prabha Swami, Counsel for the appellant, has on 18<sup>th</sup> November, 2016, filed applications for permission to raise additional grounds, which have been registered as Interlocutory Application Nos. 5-7. Copy of the same is placed with Civil Appeal paper books.

It is further submitted that Mrs. Prabha Swami, Advocate has on 27<sup>th</sup> March, 2017 filed Rejoinder Affidavit on behalf of respondent No. 2 in the Civil Appeal. Copy of the rejoinder affidavit is circulated herewith.

It is further submitted that counsel for the Appellant has filed statement of case but the counsel for the respondent has not filed statement of case.

**CIVIL APPEAL NOS. 3441-3444 OF 2008**

It is submitted that there are three Respondents. Respondent Nos. 2 and 3 are common in all the appeals and are represented by Mr. B. Balaji, Advocate. Respondent No. 1 has been served by this Registry at Special leave Petition stage but no one has entered appearance so far.

Service of notice is complete.

It is further submitted that M/s. Khaitan and Co., Advocates has filed an application for direction, which have been registered as Interlocutory Application Nos. 7-10. Copy of the same is included in the Civil Appeal Paper books.

It is further submitted that M/s Khaitan & Co., Advocate has on 25<sup>th</sup> February, 2017 filed Rejoinder Affidavit on behalf of the appellant in the Civil Appeal. Copy of the same has already been included in the Appeal paper books.

It is lastly submitted that counsel for the Appellant has filed statement of case but the counsel for the respondent has not filed statement of case.

**CIVIL APPEAL NOS. 3445-3446 OF 2008**

It is submitted that there are four respondents. Respondent Nos. 1, 2 and 4 are represented by Mr. B. Balaji, Advocate. Respondent No. 3 has been served at Special Leave Petition stage.

Service of notice is complete.

It is further submitted that counsel for the Appellant has filed statement of case but the counsel for the respondent has not filed statement of case.

**PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) NOS. 29114-29115 OF 2008**

It is submitted that Petitioner NO.2(Dead)and his Lrs. Nos. 2(i) to 2(iv) has been brought on record as per Court's order dated 14<sup>th</sup> October, 2015 and cause title has been amended and is included in the Special Leave Petition paper books.

It is further submitted that there are three common respondents in these matters. Respondent Nos. 1 and 3 are represented through Mr. B. Balaji, Advocate and he has also on 4<sup>th</sup> April, 2014 filed adoption counter affidavit filed by the first respondent. Copy of the same has already included in the Special Leave Petition paper books. Courier receipts have been received in respect of respondent No. 2 but no one entered appearance on his behalf so far.

Service of Notice is complete.

**CIVIL APPEAL NOS.4006-4008 OF 2010**

It is submitted that there are three common respondents. Respondent Nos. 1 and 2 are represented by Mr. B. Balaji, Advocate. Respondent No. 3 has been served with the notice, but no one has entered appearance on his behalf so far.

It is further submitted that Mr. Prabha Swami, Counsel for the appellant has filed statement of case. Copy of the same is included in the Civil Appeal paper books. Mr. B. Balaji, Advocate for the respondents has on 23rd November, 2013 filed statement of case. Copy of the same has already been included in the paper books.

Service is complete.

**CIVIL APPEAL NOS. 3410-3437 OF 2008**

It is submitted that there are three common respondents and are represented by Mr. B. Balaji, Advocate.

Service of Notice is complete.

It is further submitted that Mr. B. Balaji, Counsel for respondent Nos. 3 has filed counter affidavit in Interlocutory Application Nos. 32-59 of 2016. Copy of the same has already been included in the application paper books. He has also filed counter Affidavit in respect of Respondent No.2 in Interlocutory Application Nos. 32-59 of 2016. Copy of the same is circulated herewith.

It is further submitted that M/s Khaitan & Co., Advocate has on 25<sup>th</sup> February, 2017 filed Rejoinder Affidavit in separate volume on behalf of the appellant in the Civil Appeal. Copy of the rejoinder affidavit is placed with the Appeal paper books.

It is lastly submitted that counsel for the Appellant has filed statement of case. Counsel for the respondent No.3 has also filed statement of case.

The matters alongwith applications above mentioned are listed before the Hon'ble Court with this office report.

Dated this, the 27<sup>th</sup> day of March, 2017.

ASSISTANT REGISTRAR  
...6/-

COPY TO: Mrs. Prabha Swami, Advocate.  
Mr. B. Balaji, Advocate.  
Mr. P. Narsimhan, Advocate  
Mr. V. G. Pragasam, Advocate  
Mr. O. P. Khaitan, Advocate

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ASSISTANT REGISTRAR