

Listed on; 12-08-2014
Court: 4
Item No: 101

**SECTION III-A
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION**

**CIVIL APPEAL NOS. 5172, 5177 AND 5180 OF 2007, 4590 OF 2009 AND 1531 OF
2011**

WITH

INTERLOCUTORY APPLICATION NO. 17

(Application for Interim relief in Civil Appeal No. 5172 of 2007)

AND

INTERLOCUTORY APPLICATION NOS. 18 - 21

(Applications for condonation of delay in filing affidavits on behalf of Respondent Nos. 1, 10, 11, 16 and 18 in Civil Appeal No. 5172 of 2007)

AND

INTERLOCUTORY APPLICATION NO. 23 AND 26

(Application for permission to file Additional documents in Civil Appeal No. 5172 of 2007)

AND

INTERLOCUTORY APPLICATION NOS. 2 AND 4

(Application for direction in C.A. No. 5177 of 2007)

AND

INTERLOCUTORY APPLICATION NO. 3

(Application for exemption from Official Translation in C.A. No. 5177 of 2007)

STATE OF CHATTISHGARH & ORS

...APPELLANTS

VERSUS

A.C.C. LTD & ORS. ETC. ETC

...RESPONDENTS

OFFICE REPORT

CIVIL APPEAL NO. 5172 OF 2007

There are 21 Respondents. All Respondents are represented through their respective advocates except Respondent Nos. 2, 14, 15, 19 and 21 who are served with notice but no one has entered appearance on behalf of these Respondents. Ms. Vibha Dutta, Advocate who was representing Respondent Nos. 3 and 5 and Mr. Arun Kumar

Beriwal, Advocate who was representing Respondent Nos. 10, 11 and 18 have been designated as Senior Advocates so Notice for Alternative Arrangement were issued to above said Respondents. Mr. Navin Prakash Advocate has filed Vakalatnama and appearance on behalf of Respondent No. 3 but unserved cover received back from Respondent No. 5 with remarks “ Not known returned to sender”.

Accordingly, advocate for appellant was requested to file latest and correct address but he has not filed the same.

Mr. P.S. Sudheer and Mr. Shantano Kumar, Advocate have filed Vakalatnama and appearance on behalf of Respondent No. 10 and 11 respectively but Neither A.D. Card nor unserved cover received back from Respondent No. 18.

Original Record is available.

CIVIL APPEAL NO. 5177 and 5180 OF 2007

There are two respondents common in both the matters and are represented through Mr. B.S. Banthia, Advocate and Mrs. K.V. Bharti, Upadhyay, Advocate.

Service is complete.

Original Record is available in both the appeals.

CIVIL APPEAL NO. 4590 OF 2009

There are three respondents. Respondent No. 1 is represented through Mr. D.K. Sinha Advocate. Respondent Nos. 2 and 3 served through High Court, but no one has entered appearance so far.

Common Original Record has been received in C.A. Nos. 5172 of 2007 and 4590 of 2009.

CIVIL APPEAL NO. 1531 OF 2011

There are two Respondents and are represented through the Counsel.

Service is complete.

Original Record is available.

It is submitted that Ms. Kirti R. Mishra, Advocate has filed Vakalatnama and appearance on 27th August, 2012 and also Mr. R.S. Jena, Advocate has on 4th

September, 2012 filed Vakalatnama and appearance for both Respondent but he did not clarify the position and Mr. Shiboshankar Mishra, Advocate has also filed Vakalatnama and appearance on 5th September, 2013. He has also filed counter affidavit and the same is included in the paper books. Ms. Kirti R Mishra, Advocate has on 3rd December, 2013 filed a letter in this regard (copy of letter enclosed).

The appeals alongwith application above-mentioned are listed before the Hon'ble Court with this Office report.

DATED THIS THE 11TH DAY OF AUGUST, 2014

ASSISTANT REGISTRAR

COPY TO:

M/s. Gagrat & Co., Advocates
M/s. Khaitan & Co., Advocates
Mr. T. Mahipal, Advocate
Mr. Rakesh Kumar Sharma, Advocate
Ms. Vijay Laxmi Menon, Advcoate
Mr. Devashish Bharukha, Advocate
Mr. P.S. Sudheer, Advocate

ASSISTANT REGISTRAR