

LISTING ON 05.10.2016
COURT NO. 11
ITEM NO. 104

SEC.IVA

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 2368 OF 2011

WITH

INTERLOCUTORY APPLICATION NOS. 6, 7 & 8

(Applications for deletion the names of appellant nos. 3 & 11 & directions)

AND

CIVIL APPEAL NOS. 2374-2377 OF 2011

WITH

INTERLOCUTORY APPLICATION NOS.13-16

(Application for deletion the name of appellant no. 1 in CA NO. 2374/2011, appellant nos. 1 to 3 & 6 in CA No. 2375/2011, appellant no 1 to 4 in CA No. 2376/2011, appellant no. 1 in CA No. 2377/2011)

AND

CIVIL APPEAL NOS. 4320-4327 OF 2011

WITH

INTERLOCUTORY APPLICATION NOS. 17-24

(Applications for deletion the names of appellant nos. 3,4 & 6 in CA No. 4320/2011, appellant nos. 1 to 4, 6 to 11, 14,15,18,20,22 to 28 in CA No. 4321/2011, appellant Nos. 1 to 9 and 11 in CA No. 4322/2011, appellant nos. 1 & 2 in CA No. 4323/2011, appellant nos. 1 & 2 in CA No. 4324/2011, appellant nos. 1 to 24 in CA No. 4325/2011, appellant nos. 2,4,7 to 12,15,17 to 20, 22 to 25, 27,30,32 to 36, 38 & 39 in CA No. 4326/2011, appellant nos. 2 to 4 in CA 4327/2011.)

AND

CIVIL APPEAL NOS. 5280-5286 OF 2011

WITH

INTERLOCUTORY APPLICATION Nos. 22 to 28

(Applications for deletion the name of appellant no. 3 in CA 5280/2011, appellant nos. 1 & 3 to 5 in CA No. 5281/2011, appellant nos.1 in CA No. 5282/2011, appellant nos.1 in CA No. 5283/2011, appellant no.1 in CA no 5284/11, appellant no.2 to 4 in CA NO. 5285/2011, appellant nos.1,2,4 to 12 in CA No. 5286/2011)

AND

CIVIL APPEAL NO. 2369 OF 2011

WITH

INTERLOCUTORY APPLICATION NOS. 2 & 3 and 4 & 5

(Application for impleadment/appellant and directions and permission to file additional documents and exemption from filing official translation of Annexure A-3)

AND

CIVIL APPEAL NOS. 2370-2373 OF 2011

WITH

INTERLOCUTORY APPLICATION NOS. 17-20

(Applications for deletion the names of appellant nos. 2,9,11,14 and 17 in CA No. 2370/2011, appellant no. 1 in CA 2371/2011, appellant nos. 2 & 7 in CA no. 2372/2011, appellant no. 1 in CA No. 2373/2011)

AND

CIVIL APPEAL NO. 2378 OF 2011

AND

CIVIL APPEAL NO. 2379 OF 2011

B.K. PAVITRA & ORS. ETC.PETITIONERS/APPELLANTS
- VERSUS -
UNION OF INDIA & ORS. ETC.RESPONDENTS

OFFICE REPORT

The applications for deletion name of appellants above mentioned were listed before Hon'ble Judge-in-Chambers on 17.03.2016 with office report dated 19.01.2016, when his lordship was pleased to pass the following Order:-

“List the matters before the Court.”

It is submitted that Mrs. Vipin Gupta, Advocate for the appellant in the matters has filed above mentioned applications for permission to delete the names of appellant Nos. 3 & 11 in civil appeal nos. 2368 of 2011, deletion of appellant nos. 2,9,11,14 and 17 in CA No. 2370/2011, appellant no. 1 in CA 2371/2011, appellant nos. 2 & 7 in CA no. 2372/2011, appellant no. 1 in CA No. 2373/2011, deletion of appellant no. 1 in CA NO. 2374/2011, appellant nos. 1 to 3 & 6 in CA No. 2375/2011, appellant no 1 to 4 in CA No. 2376/2011, appellant no. 1 in CA No. 2377/2011, deletion of appellant nos. 3,4 & 6 in CA No. 4320/2011, appellant nos. 1 to 4, 6 to 11, 14,15,18,20,22 to 28 in CA No. 4321/2011, appellant Nos. 1 to 9 and 11 in CA No. 4322/2011, appellant nos. 1 & 2 in CA No. 4323/2011, appellant nos. 1 & 2 in CA No. 4324/2011,appellant nos. 1 to 24 in CA No. 4325/2011, appellant nos. 2,4,7 to 12,15,17 to 20, 22 to 25, 27,30,32 to 36, 38 & 39 in CA No. 4326/2011, appellant nos. 2 to 4 in CA 4327/2011, deletion of appellant no. 3 in CA 5280/2011,appellant nos. 1 & 3 to 5 in CA No. 5281/2011, appellant nos.1 in CA No. 5282/2011, appellant nos.1 in CA No. 5283/2011, appellant no.1 in CA no 5284/11, appellant no.2 to 4 in CA NO. 5285/2011, appellant nos.1,2,4 to 12 in CA No. 5286/2011.

It is further submitted that upon deletion of names of the appellants in CA Nos. 2371/2011, 2373/2011, 2374/2011, 2376/2011,2377/2011, 4323/2011,4324/2011, 5282/2011, 5283/2011 & 5284/2011, there will be no other appellants left in these appeals and these appeals will stand abated.

It is again submitted that in CA No. 2368 of 2011 Mr. V.N. Raghupathy, Advocate for Respondent Nos. 2 & 3 has on 24.02.2016 filed on application for direction and the same has been registered as I.A. No. 7 and has already been

placed with the appeal paper books. Dr. (Mrs.) Vipin Gupta, Advocate for the appellants has on 21.04.2016 filed on application for direction and the same has been registered as I.A. No. 8 and has already been placed with appeal paper books.

The applications in the appeals above mentioned were listed before the Hon'ble Court on 29.04.2016, with common office report dated 27.04.2016, when the Court was pleased to pass the following order:

“All these applications be listed along with the appeals on 5th October, 2016. ”

It is submitted that Mrs. Aniruddha P. Mayee, Advocate has on 22.04.2016 filed an application for impleadment/appellant on behalf KPTCL General Category Association with application for direction and vakalatnama/appearance on behalf of the applicant in CA No. 2369 of 2011 and the same has been registered as I.A. Nos. 2 & 3 and the same has already been placed with appeal paper books.

It is further submitted that Mrs. Aniruddha P. Mayee, Advocate has on 16.09.2016 filed application on behalf of the applicant (in Civil Appeal No. 2369/2011) seeking permission to file additional documents with affidavit and Annexures A1 to A3 alongwith an application for exemption from filing official translation of Annexure A-3 and the same have been registered as I.A. Nos. 4 & 5 and placed with appeal paper books.

It is lastly submitted that Mrs. Aniruddha P. Mayee, Advocate has on 20.09.2016 filed Vakalatnama/Memo of Appearance on behalf of appellants in Civil Appeal Nos. 2370/2011 to 2373/2011 after taking No Objection Certificate from erstwhile Advocate Dr. (Mrs.) Vipin Gupta.

C.A. No. 2378/2011

Pursuant Court's Order dated 7.3.2011, notice in addition of dasti service was issued to Respondent Nos. 1 to 258.

Service position is as under:

A. D. cards recvd.	Unserved cover containing notice recvd. back	Neither A. D. card nor A.D. cards recvd. back
2-4, 7, 8, 11-, 14, 20, 25, 27, 29, 32, 35, 37, 39, 41-43, 46, 53, 55-56, 58, 60-61, 72-73, 75, 76, 83, 86-87 ,96, 99-102, 105, 110, 19, 121-122, 124-126, 131, 137, 139, 142-143, 149, 151, 154, 160, 165, 166, 185, 186-187, 200, 209, 221, 228-230, 247, 249, 254 & 257.	6, 10, 15-18, 22, 24, 26, 30, 33-34, 36, 40, 47, 50, 57, 62-63, 66, 70-71, 78-79, 84, 85, 92, 94, 97, 98, 103-104, 111, 114, 116, 120, 130, 132, 134, 135, 136, 140, 144, 146, 152, 154, 155-157, 162, 164, 167, 169, 170, 174-179, 183-184, 188, 189, 210, 212-214, 216, 219, 222-223, 227, 231-233, 235, 237, 241-243, 248, 250, 251, 252(dead), 253, 255, 256 & 258.	5, 9, 19, 21, 23, 23, 28, 31, 44-45, 48-49, 51-52, 54, 59, 64, 65, 57, 68, 69, 74, 77, 80-82, 88-91, 93, 95, 106, 107-109, 112-113, 115, 117, 123, 127-129, 133, 138, 141, 145, 147, 148, 150, 158, 159, 161, 163, 168, 171-173, 180-182, 190, 194, 199, 202, 207, 208, 211, 215, 217, 218, 220, 224-226, 234, 236, 238-240, 244, 245 & 246

Counsel for the appellant has filed affidavit of dasti notice in respect of Respondent Nos. 1, 2, 3, 4, 20, 35, 57 and 126 only. Respondent Nos. 9 and 15 have expired and respondent Nos. 16, 17, 18, 24, 34 and 36 have retired from service. Mr. V. N. Raghupathy, advocate has filed Vakalatnama/Appearance on behalf of Respondent nos. 2 and 3.

Service of notice is not complete.

C. A. No. 2379/2011

There are 229 respondents. Pursuant to Court's Order dated 7.3.2011, notice in addition for dasti service was issued on 7.9.2011.

Service position is shown as under :

A. D. cards recvd.	Unservd cover containing notice recvd. back	Neither A. D. card nor A.D. cards recvd. back
6, 8, 11-14, 21, 23, 25, 26, 28-29, 32, 35-37, 38, 40, 41, 43-45, 46, 51, 52, 54-58, 60, 61, 65, 68, 70-76, 81, 83, 86, 87, 93, 96, 100-102, 110, 119, 121-126, 137-139, 143, 149, 165, 166, 175, 183, 187, 192, 198, 202, 205-207, 221, 223 & 225.	7, 9(dead), 10, 15(dead), 18, 24, 26, 30, 33, 34, 36, 38, 40, 47, 48-50, 59, 62-63, 71, 78, 84, 85, 89, 92, 94, 97, 98, 103, 104, 107, 111, 112, 114, 116, 120, 127, 130, 132, 134, 135, 136, 140, 144, 145, 148, 151, 155, 156, 158, 160, 162, 163, 167, 170, 171, 172(dead), 173 -177, 179, 181, 182(dead), 183, 184, 188, 190, 191, 195, 196, 197, 199, 200, 204, 208-212, 214, 218, 220, 226, 227 & 229.	19, 22, 27, 31, 42, 53, 64, 66, 67, 69, 77, 82, 88, 90, 91, 95, , 99, 105, 106, 108, 109, 113, 115, 117, 118, 128, 129, 131, 133, 141, 142, 146 147, 150, 153, 154, 157, 159, 161, 164, 168, 169, 178, 180, 185, 189, 201, 203, 213, 215, 216, 217, 219, 222, 224 & 228.

Affidavit of dasti service has been filed on behalf of Respondent Nos. 1 to 4, 20, 35, 57 and 126 only. Mr. V. N. Raghupathy, Advocate has filed Vakalatnama/Appearance on behalf of Repondent Nos. 2 and 3.

Service is not complete.

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

Dated this the 03rd day of October, 2016.

ASSISTANT REGISTRAR

COPY TO: Ms. Vipin Gupta, Advocate
Mr. S.N. Bhat, Advocate
Ms Pratibha Jain, Advocate.
Mr. V. N. Raghupathy, Advocate.
Ms. Anjana Chandrashekar, Advocate
Mr. Ankur S. Kulkarni, Advocate
Ms. Anitha Shenoy, Advocate
Mr. Aniruddha P. Mayee, Advocate

ASSISTANT REGISTRAR