

**SECTION : XIV  
IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION**

**CIVIL APPEAL NOS. 9367-69/2011, SLP(C) No. 20638/2015, C.A. No.  
3151/2012 & 1127-28/2013**

SECR., MINISTRY OF DEFENCE

...PETITIONER

VERSUS

BABITA PUNIYA & ANR.& ETC.

...RESPONDENTS

**OFFICE REPORT**

The matters above mentioned were listed before the Hon'ble Court on 11.02.2016 when the Court was pleased to pass the following Order:-

**"Learned counsel for the parties point out that respondents in some of the matters still remain unserved.**

**The Registry is directed to look into the matter and take fresh steps for effective service on the unserved respondents.**

**List after the needful is done."**

**Service position of each matter is as under:-**

**C.A. No. 9367/2011:-**

It is submitted that there are 28 respondents in this appeal. Respondent No. 1 is represented by Mrs. Rekha Palli, Advocate, who has been since designated as a Senior Advocate. Accordingly, notice for Alternative arrangement was issued to respondent No. 1 by special messenger. Unserved cover containing notice has been received from respondent No. 1 with postal remarks "Incomplete address". Certificate of service has been received from the High Court in respect of respondent No. 2 but no one has entered appearance so far. Respondent Nos. 3 to 27 are represented by Mr. Harish Pandey, Advocate. Respondent No. 28 has been deleted vide Court's Order dated 16.07.2015. Service of notice of lodgment of petition of appeal is not complete on respondent No. 1.

**C.A. No. 9368/2011:-**

It is submitted that there are 30 respondents in this appeal. Respondent Nos. 1, 2, 3, 5 to 30 are represented by Mr. Harish Pandey, Advocate. Certificate of service has been received from the High Court in respect of respondent No. 4 but no one has entered appearance so far. Service of notice of lodgment of petition of appeal is complete.

**C.A. No. 9369/2011:-**

It is submitted that there are 46 respondents in this appeal. Respondent Nos. 1 to 16, 18, 20 to 46 are represented by Mr. Harish Pandey, Advocate. Certificate of service has been received from the High Court in respect of respondent Nos. 17 & 19 but no one has entered appearance so far. Service of notice of lodgment of petition of appeal is complete.

It is further submitted that counsel for the respondent has on 18.01.2016 filed an application for impleadment to implead the applicants as party respondents (regd. as I.A. Nos. 50-52). Copy of the same is placed below with appeal paper books.

**SLP(C) No. 20638/2015:-**

It is submitted that there are 7 respondents in this matter. Mr. B. V. Balaram Das, Advocate has filed vakalatnama/appearance on behalf of all the respondents but has not filed counter affidavit so far.

**C.A. No. 3151/2012:-**

It is submitted that there are 13 respondents in this appeal. Respondent Nos. 1 to 4 & 7 are represented by M/s. B. V. Balaram Das and Sridhar Potaraju, Advocates respectively. Service is complete in respect of respondent Nos. 8, 12 and 13 but no one has entered appearance on their behalf so far. Service is not complete in respect of respondent Nos. 5, 6, 9, 10 and 11 as they have shifted from that place as per certificate of service received from the High Court.

It is further submitted that for non-completion of service on respondent Nos. 5, 6, 9, 10 & 11 the appeal above-mentioned was listed before the Court of Ld. Registrar

on various dated and lastly listed on 27.11.2015 when the Court was pleased to pass inter-alia the following order:-

**"...C.A. No. 3151/2012**

**Four weeks time, as last chance is given to the learned counsel for the appellant to comply with the terms of the order dated 21.8.2015 of this Court..."**

It is further submitted that despite the aforesaid order, counsel for the appellant has not furnished the latest and correct address of respondent No. 5, 6, 9, 10 & 11 so far. Hence, notice to those respondents could not be issued.

Service is not complete on respondent Nos. 5, 6, 9, 10 & 11.

**C.A. Nos. 1127-28/2013:-**

It is submitted that there are 5 respondents in C.A. No. 1127/2013 and sole respondent in C.A. No. 1128/2013. Respondent No. 1 is represented by Mr. Harish Pandey, Advocate in C.A. No. 1127/2013. A letter dated 17.04.2013 has been received from the High Court stating therein that notice issued to respondent Nos. 2 to 5 have been received back unserved with postal remarks 'Official at Delhi Cantt, Army Office intimated that the addresses are incomplete. Name of state is not given, 56 APO is in every state of India". Notice issued to respondent No. 6 (sole respondent in C. A. No. 1128/2013) has been received back unserved with the report - respondent No. 6 i.e. Major Reema Singh has quit the job.

It is further submitted that pursuant to Ld. Registrar's Order dated 08.09.2015, counsel for the appellant has filed fresh address in respect of respondent Nos. 2 to 5 in C.A. No. 1127/2013 but he has not filed fresh address in respect of sole respondent in C.A. No. 1128/2013. Notice has been issued to the High Court on 24.09.2015 in respect of respondent Nos. 2 to 5 in C.A. No. 1127/2013. Unserved cover containing notice has been received back in respect of respondent No. 2 with postal remarks "The ouler has been posted out from this unit. Unserved cover containing notice has been received back in respect of respondent No. 4 with

postal remarks "Incomplete Address". Neither A.D. card nor unserved cover containing notice has been received back in respect of respondent Nos. 3 and 5.

Service is not complete on respondent Nos. 2 to 5 in C.A. No. 1127/2013 and sole respondent in C.A. No. 1128/2013.

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

DATED THIS, THE 29<sup>th</sup> DAY OF MARCH, 2016.

**ASSISTANT REGISTRAR.**

Copy to:

Mrs. Anil Katiyar, Adv. Ch. No.  
Mr. B. V. Balaram Das, Adv. Ch. No.  
Mr. Harish pandey, Adv. Ch. No.  
Mr. Shekhar Kumar, Adv. Ch. No.  
Mr. Kamalendra Mishra, Adv. Ch. No.  
Ms. Rekha Palli, Adv. Ch. No.

**ASSISTANT REGISTRAR.**