

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NOS. 17005, 17300, 20511 AND
22171 OF 2015

WITH
PRAYER FOR INTERIM RELIEF

TATA Sky Limited. Etc.Petitioners

Versus

State of Gujarat & Anr.Respondents

OFFICE REPORT

“SLP (C) 17005 AND 17300 OF 2015

The matters above-mentioned were listed before the Hon'ble Court on 6th July, 2015 and the same were mentioned on 13th July, 2015 when the Hon'ble Court was pleased to pass the following order:

“SLP (C) 17005 of 2015

Issue notice through Speed Post, returnable on 31.08.2015.

Dasti, in addition, is permitted.

It is directed that no coercive action shall be taken in pursuance of the Show Cause Notices dated 04.03.2010 till the next date of hearing.

SLP (C) 17300 of 2015

Issue notice through Speed Post, returnable on 31.08.2015.

Dasti, in addition, is permitted.

It is directed that no coercive action shall be taken in pursuance of the Show Cause Notices dated 04.11.2011 and other notices issued thereafter till the next date of hearing.”

SLP (C) 17005 of 2015

Accordingly, Show Cause Notice returnable on 31st August, 2015 was issued to both the Respondents on 6th August, 2015 through Speed Post. Tracking Report of the Postal Department shows that the said notices have been delivered to both the Respondents on 10th August, 2015 but no one has filed Vakalatnama/Appearance on behalf of both the Respondents so far.

It is submitted that a copy of the show cause notice was also sent to Ms. Hemantika Wahi, Advocate (Standing Counsel for the State of Gujarat) but she has not filed Vakalatnama/Appearance on behalf of the respondent/State of Gujarat so far.

It is submitted that a copy of the Show Cause Notice was also given to the Counsel for the Petitioner for effecting Dasti Service on both the Respondents and Counsel for the Petitioner has on 25th August, 2015 filed Affidavit of Dasti Service along with Proof of Service which shows that the notice has been served on both the Respondents on 21st August, 2015. Service of show cause notice is complete.

SLP (C) 17300 of 2015

Accordingly, Show Cause Notice returnable on 31st August, 2015 was issued to all the four Respondents on 6th August, 2015 through Speed Post. Tracking Report of the Postal Department shows that the said notices have been delivered to Respondent Nos. 1 to 3 on 10th August, 2015 but no one has filed Vakalatnama/Appearance on behalf of Respondent Nos. 1 to 3 so far.

It is submitted that unserved cover containing the show cause notice to Respondent No.4 has been received back with a remark "Incomplete Address".

It is submitted that a copy of the show cause notice was also sent to Ms. Hemantika Wahi, Advocate (Standing Counsel for the State of Gujarat) but she has not filed Vakalatnama/Appearance on behalf of the respondent/State of Gujarat so far.

It is submitted that a copy of the Show Cause Notice was also given to the Counsel for the Petitioner for effecting Dasti Service on all the four Respondents and Counsel for the Petitioner has on 21st August, 2015 filed Affidavit of Dasti Service along with Proof of Service which shows that the notice has been served on Respondent Nos. 1 to 3 on 21st August, 2015.

It is further submitted that Counsel for the Petitioner has on 13th August, 2015 filed a letter requesting for issuance of fresh Dasti Notice to Respondent No.4 at the address furnished by him. Accordingly, a copy of the show cause notice was given to the Counsel for the Petitioner for effecting Dasti Service on Respondent No.4 at the address furnished by him on 20th August, 2015 but he has not filed Affidavit of Dasti Service along with Proof of Service so far.

SLP (C) 20511 of 2015

The matter above-mentioned was listed before the Hon'ble Court on 31st July, 2015 when the Hon'ble Court was pleased to pass the following order:

Issue notice by Speed Post, returnable on 31st August, 2015.

Tag with SLP (C) No. 17005/2015.

If reply to Show Cause Notices dated 18th March, 2010 and 20th March, 2010 have not been given so far, the petitioner shall give reply thereto within four weeks from today.

In the meantime, no coercive action shall be taken in pursuance of the afore-stated two Show Cause Notices.

Accordingly, Show Cause Notice returnable on 31st August, 2015 was issued to all the four Respondents on 8th August, 2015 through Speed Post. Tracking Report of the Postal Department shows that the said notices have been delivered to Respondent Nos. 1 to 3 on 11th August, 2015.

It is submitted that unserved cover containing the show cause notice to Respondent No.4 has been received back with a remarks "Incomplete Address".

It is submitted that a copy of the show cause notice was also sent to Ms. Hemantika Wahi, Advocate (Standing Counsel for the State of Gujarat) but she has not filed Vakalatnama/Appearance on behalf of the respondent/State of Gujarat so far.

It is submitted that a copy of the Show Cause Notice was also given to the Counsel for the Petitioner for effecting Dasti Service on all the four Respondents with a request to file Affidavit of Dasti Service along with Proof of Service but he has not filed the same so far.

SLP (C) 22171 of 2015

The matter above-mentioned was listed before the Hon'ble Court on 14th August, 2015 when the Hon'ble Court was pleased to pass the following order:

Issue notice by Speed Post.

Dasti service, in addition, is permitted.

Tag with SLP (C) No. 17005 of 2015.

It is directed that no coercive action shall be taken in pursuance of the Show Cause Notice dated 18.3.2010 till the next date of hearing.

The petitioner shall give reply to the Show Cause Notice dated 18.3.2010 within a fortnight from today and an appropriate decision shall be taken by the authorities within one month from the date of receipt of the reply, after giving opportunity of personal hearing to a representative of the petitioner."

Accordingly, Show Cause Notice returnable on 31st August, 2015 was issued to all the three Respondents on 26th August, 2015 through Speed Post. Service of the Show Cause Notice is awaited.

It is submitted that a copy of the show cause notice was also sent to Ms. Hemantika Wahi, Advocate (Standing Counsel for the State of Gujarat) but she has not filed Vakalatnama/Appearance on behalf of the respondent/State of Gujarat so far.

It is submitted that a copy of the Show Cause Notice was also given to the Counsel for the Petitioner for effecting Dasti Service on all the three Respondents with a request to file Affidavit of Dasti Service along with Proof of Service but he has not filed the same so far.

The matters are listed before the Hon'ble Court with this Office Report
Dated this the 28th Day of August, 2015.

ASSISTANT REGISTRAR