

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

BEFORE THE REGISTRAR M.A. SAYEED

Petition(s) for Special Leave to Appeal (Civil) No(s).28021-28025/2009

RAM SHANKAR TRIPATHI & ORS.ETC.

Petitioner(s)

VERSUS

STATE OF U.P.& ORS.ETC.ETC.

Respondent(s)

(With appln(s) for c/delay in filing SLP and office report)
with

SLP(C) Nos.28115,31484-31487,31493,31495-31497,35891-35893/2009,
19202/2010,9726,13012,19351,19352/2012
(with office report)

Date: 18/07/2013 These Petitions were called on for hearing today.

For Petitioner(s)

Mr. Suraj Singh, Adv.
Mr. T. Mahipal, Adv.
Mr. A.K. Yadav, Adv.
Mr. B.B. Pradhan, Adv.
Mr. K.V. Mohan, Adv.
Mr. Ramesshwar Prasad Goyal, Adv.
Mr. Kuldeep Yadav, Adv.
Mr. Ayush Negi, Adv.
Mr. Yash Pal Dhingra, Adv.

For Respondent(s)

Ms. Shalini Kumar, Adv.
Mr. Anuvrat Sharma, Adv.
Mr. Rana Ranjit Singh, Adv.

UPON hearing counsel the Court made the following
O R D E R

SLP(C) No.28021-28025/2009

In these batch of matters, barring SLP(C) No.28023/2009, service in rest of the matters is complete on all the respondents.

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On behalf of respondent No.1 - State of U.P., the learned Advocate, Ms. Shalini Kumar, appearing on behalf of Mr. Anuvrat Sharma, Advocate-on-Record has accepted notice and has undertaken to file vakalatnama and counter affidavit by the next date. Four weeks' time is granted.

So far as the unserved respondent Nos.4 to 7 in SLP(C) No.28023/2009 are concerned, notice be reissued through the concerned District Court in addition to postal service.

SLP(C) No.28115/2009

In all there are 11 respondents.

On behalf of respondent No.1 - State of U.P., the learned Advocate, Ms. Ayesha Chowdhry, appearing on behalf of Mr. C.D. Singh, Advocate-on-Record has accepted notice and has undertaken to file vakalatnama and counter affidavit by the next date. Four weeks' time is granted. The learned counsel has also undertaken to ascertain as to whether vakalatnama would be filed for respondent Nos.2 to 6 also.

Notice be reissued to respondent Nos.9 to 11 through the concerned District Court in addition to postal service.

SLP(C) No.31484-31487/2009

In these batch of matters, the learned Advocate, Ms. Ayesha Chowdhry, appearing on behalf of Mr. C.D. Singh,

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Advocate-on-Record for respondent Nos.1 to 3 has accepted notice and has undertaken to file vakalatnama and counter by the next date. Four weeks' time is granted.

SLP(C) No.31493/2009

The learned Advocate, Ms.Ayesha Chowdhry, appearing on behalf of Mr.C.D.Singh, Advocate-on-Record has accepted notice and has undertaken to file vakalatnama and counter affidavit on behalf of respondent Nos.1 to 3 by the next date. Four weeks' time is granted.

SLP(C) Nos.31495-97/2009

In these batch of matters, respondent Nos.1 to 3, who are represented by the learned Advocate, Mr. Anuvrat Sharma, are granted four weeks' time to file counter affidavit.

Fresh notice be issued to the unserved respondents through the concerned District Court in addition to postal service.

SLP(C) Nos.35891-35893/2009

In these batch of matters, all the respondents are reported to be duly and properly served through post but no one has put appearance on their behalf, barring respondent Nos.3 and 4 in SLP(C) No.35892/2011, service report is still awaited.

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The learned counsel for the petitioner has made a submission at Bar that necessary steps in this regard has already been taken. Report is still awaited.

SLP(C) No.19202/2010

On behalf of respondent Nos.1 to 7, the learned Advocate, Mr. Sudeep Kumar, appearing on behalf of Mr.C.D.Singh, Advocate-on-Record had undertaken to file vakalatnama on record. Needful be done within four weeks. Counter affidavit has already been filed on their behalf.

Respondent Nos.8 to 15 are reported to be duly and properly served but no one has put appearance on their behalf.

SLP(C) No.9726/2012

Respondent Nos.1 to 4, 7 to 10 are granted four weeks' time for filing counter affidavit on record.

Notice be reissued to respondent Nos.5 and 6 through the concerned District Court in addition to postal service.

SLP(C) No.13012/2012

Respondent Nos.1 to 6 and 9 to 11 are granted four weeks' time for filing counter affidavit on record.

Notice be reissued to respondent Nos.7 and 8 through the concerned District Court in addition to postal service.

SLP(C) No.19351/2012

Respondent Nos.1 and 2 have failed to file counter

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affidavit despite final chance granted on the last date. Request for further grant of time is rejected.

Further necessary orders to be passed as and when the other connected matters would become ready.

SLP(C) No.19352/2012

Respondent Nos.1 and 2 have failed to file counter affidavit despite final chance granted on the last date. Request for further grant of time is rejected.

The learned counsel for the petitioner has undertaken to take the necessary steps for substitution of the legal representatives of deceased respondent No.3 by the next date.

In the event of default, further necessary orders, as per rules, shall be passed.

Respondent Nos.4 and 5 are granted four weeks' time for filing counter affidavit on record.

List again on 5.9.2013.

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(M.A. SAYEED)
REGISTRAR