

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

**PETITION FOR SPECIAL LEAVE TO APPEAL (C) NOS.4961/06,19183/06,21225 of 2006,21228 of 2006, 7662 of 2007, SLP @ 17722 of 2007, 24135 of 2007, 23907/07, 23858/07, 3784/08, 5129/2008, 9790/08, 15828/08, 22213/08,25329/08,5717/09, 23157/08, 12430/10, 6513/08, 5144/08, 6568/08, 22219/08, 22216/08, 22217/08, 23575/07,9387/08, 8930/08, 22673/08, 31122/08, 1017/09, 1023/09, 1022/09, 1018/09, 1021/09, 11255/10, 11257/10, 22674/08, 2647/07, 2649/07, 2650/07, 4614/07, 4618/07, 4620/07, 4625/07, 25780/09, 25777/09, 25783/09, 25789/09, 25786/09, 25796/09,25790/09 AND 12215 of 2012**

(WITH PRAYER FOR INTERIM RELIEF)

WITH

**INTERLOCUTORY APPLICATION NO.1 & 2**

(APPLICATIONS FOR CONDONATION OF DELAY IN FILING SLP IN SLP (C) NO. 4961 OF 2006, 22213 OF 2008, 25329 OF 2008, 5717 OF 2009 ETC.)

AND

**INTERLOCUTORY APPLICATION NO. 3**

(APPLICATION FOR DELETING NAME OF RESPONDENT NO. 5 IN SLP NO. 8930 OF 2008)

AND

**INTERLOCUTORY APPLICATION NOS. 5 & 6**

(APPLICATIONS FOR BRINGING ON RECORD LRS OF DECEASED RESPONDENT NO.1 AND EXEMPTION FROM FILING DEATH CERTIFICATE AND APPLICATION FOR CONDONATION OF DELAY IN SLP NO. 25329 OF 2008)

AND

**INTERLOCUTORY APPLICATION NOS. 3, 4 & 5**

(APPLICATIONS FOR SUBSTITUTION OF DECEASED RESPONDENT NO. 1, CONDONATION DELAY IN FILING SUBSTITUTION APPLICATION AND SETTING ASIDE ABETMENT IN SLP NO. 23575 OF 2007)

AND

**INTERLOCUTORY APPLICATION NOS. 3 & 4**

(APPLICATIONS FOR SUBSTITUTION OF DECEASED RESPONDENT NO. 1, CONDONATION DELAY IN FILING SUBSTITUTION APPLICATION IN SLP (C) NO. 12215 OF 2012)

TEHRI HYDRO DEVT. CORPORATION

..PETITIONER

-VERSUS-

LEKHI RAM SEMALTI & ANR.ETC.ETC.

..RESPONDENTS

**REVISED OFFICE - REPORT**

The matters alongwith applications above mentioned except SLP No. 12215 of 2012 were listed before the Hon'ble Court on 19.3.2012 with Office Report dated 22.2.2012, when the Court was pleased to pass the following Orders:-

...2/-

**"From the Office Report dated 22<sup>nd</sup> February, 2012, it appears that all the matters listed are ready as far as service is concerned. Let all these matters be listed for final hearing on 11<sup>th</sup> July, 2012. The respondents, who are yet to file their counter affidavit, are directed to do so within six weeks. Rejoinder, if any, may be filed within four weeks thereafter."**

It is submitted that Mr. J.K. Bhatia, Advocate has on 7.6.2012 filed Counter Affidavit on behalf of respondent Nos. 2 & 3 in SLP No. 25750 of 2009, on behalf of respondent nos. 3 & 4 in SLP No. 25786 of 2009 and on behalf of respondent nos. 2 and 3 in SLP No. 25777 of 2009, whereas SLPs against respondent No. 3 in SLP No.25750 of 2009, against Respondent No. 4 in SLP No. 25786 of 2009 and against Respondent No. 3 in SLP No. 25777 of 2009 have already been dismissed vide this Court's Order dated 29.3.2011. However, (copy of counter affidavits have been included in relevant SLP paper books). He has also filed Counter Affidavit on behalf of respondent nos. 7 & 8 in SLP 25789 of 2009, on behalf of Respondent 2 and 3 in SLP 25796 of 2009, on behalf of R. Nos. 3 & 4 in SLP No. 25783 of 2009 and R. Nos. 2 & 3 in SLP 25777 of 2009. (copies of counter affidavits have been included in their respective SLP paper books). Counsel for the petitioner has not filed Rejoinder Affidavit to the Counter Affidavits filed by the respondents in any matter so far.

It is further submitted that counsel for petitioner has on 10-7-2012 filed additional documents in SLP No. 4961 of 2006 with the leave of the Hon'ble Court and the same have been included in SLP paper books.

Service is already complete in all matters.

**S.L.P NO.12215 OF 2012:**

It is submitted that instant matter was listed before the Hon'ble Court 9.4.2012, when the Court was pleased to pass the following Orders:-

**"Delay condoned.  
Issue notice.  
Tag with SLP (c) No. 4961 of 2006."**

...3/-

It is submitted that pursuant to aforesaid order show cause notice was issued to all the three respondents by registered post. Unserved cover containing notice has been received back from respondent no. 1 with remarks "expired". A.D. card duly signed has been received from respondent nos.2 & 3 but they have not chosen to enter appearance so far.

It is further submitted that Counsel for the petitioner has on 10.12.2012 filed an applications for substitution for bringing on record Lrs. of deceased respondent no. 1 (died on 12.02.2012) and condonation of delay in filing substitution application (barred by time by 213 days) (Registered as I.A. Nos. 3 & 4). Notice of motion taken out by the counsel for the petitioner in respect of proposed Lr. of deceased respondent no. 1 have been endorsed and handed over to the counsel for the petitioner to serve and file affidavit with proof of service. He has filed affidavit with proof duly served both the proposed Lrs. but they have not chosen to enter appearance.

Service is complete on proposed Lr. of deceased respondent no.1 and respondent Nos. 2 & 3.

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

Dated this the 2<sup>nd</sup> day of July, 2013.

ASSISTANT REGISTRAR

COPY TO:

1. MR. D.K. GARG, ADV.
2. MR. J.K. BHATIA, ADV.
3. MR. VISHWA PAL SINGH, ADV.-
4. MR. KAMLENDRA MISHRA, ADV.-
5. MR S.K.MISHRA, ADVOCATE.
6. MR. K.S.RANA, ADVOCATE
7. MR. SUBRAMANIAM PRASAD, ADVOCATE.
8. MR. S.S.RAWAT, ADVOCATE.
9. MR. D.P.MUKHERJEE, ADVOCATE.
10. MR. AJAYK PAL, AVOCATE.
11. MR. NIKHIL JAIN, ADVOCATE.
12. MR. P.S.SHARMA, ADVOCATE.
13. MR. R.P.GOYAL,
14. MR. P.S.SHARMA, ADVOCATE.
15. MR. RAVI PRAKASH GUPTA, ADV.
16. MR. D.K. GARG, ADV.

ASSISTANT REGISTRAR