

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

**WRIT PETITION (C) NO. 808 OF 2015**

(Under Article 32 of the Constitution of India)

WITH

**INTERLCOUTORY APPLICATION NO. 1 OF 2015**

(Application for Exemption from filing Official Translation)

AND

**INTERLCOUTORY APPLICATION NO. 2 OF 2015**

(Application for Interim direction)

AND

**INTERLCOUTORY APPLICATION NO. 3 OF 2016**

(Application for impleadment as party respondent )

AND

**WRIT PETITION (CIVIL) NO. 805 OF 2015**

(Under Article 32 of the Constitution of India)

WITH

**INTERLOCUTORY APPLICATION NO. 1**

(Application for permission to appear and argue in person)

AND

**INTERLOCUTORY APPLICATION NO. 2**

(Application for directions)

AND

**WRIT PETITION (C) NO. 599 OF 2015**

(Under Article 32 of the Constitution of India)

WITH

**INTERLCOUTORY APPLICATION NO. 4 OF 2015**

(Application for directions filed by Mr. V.K.Biju, Advocate)

AND

**INTERLCOUTORY APPLICATION NO. 5 & 6**

(Application for impleadment as party respondent and  
permission to appear & argue in person

Aluva Janaseva@ Janaseva Sisubhavan

Thr. its secretary etc.

... Petitioner

Versus

Union of India & Ors. etc,

... Respondents

**OFFICE REPORT**

**W.P. (C) No. 808 of 2015**

The Writ Petition alongwith applications above mentioned was listed before Hon'ble Court on 29.02.2016 with office report dated 26.02.2016, when the Court was pleased to pass the following order:-

“While respondent No.2 has already filed counter affidavit, no counter affidavit has been filed on behalf of respondent No.1 and respondent No.3 Learned counsel for the State of Kerala prays for and is granted six weeks' time finally

for filing counter affidavit. Respondent No.1 is also free to file their counter affidavit in the meantime.

Rejoinder thereafter. affidavit if any, be filed within two weeks thereafter.

List along with SLP (C) No.691 of 2009 on 9th March, 2016.”

Pursuant to above order, it is submitted that neither Counter Affidavit on behalf of Respondent No. 1 & 3 nor rejoinder affidavit on behalf of petitioner has been filed, so far.

It is further submitted that W.P. (C) No. 808 of 2015 has been tagged with SLP (C) No.691 of 2009.

It is lastly submitted that Mr. Vishnu Sharma, Advocate has on 03.03.2016 filed applications for impleadment as party respondent on behalf of Fight For Animal Rights which has been registered as I.A. No. 3 and is being circulated for the kind perusal of the Hon'ble Court.

Service of notice is complete.

#### **W.P. (C) No. 805 of 2015**

The Writ Petition alongwith applications above-mentioned was listed before the Hon'ble Court on 07.12.2015 with Office Report dated 04.12.2015, when the Court was pleased to pass the following order:

“Issue notice, fixing a returnable date within four weeks.

Let the matter be listed along with W.P. (C) No. 599 of 2015, on 9<sup>th</sup> March, 2016.”

It is submitted that pursuant to above Order, the instant matter has been tagged with W.P. (C) 599 of 2015.

It is further submitted that Show Cause Notice returnable for 09.03.2016 was issued to all the 46 respondents through Registered A.D. on 18.12.2015.

It is further submitted that the following Vakalatnama/appearances have been filed on behalf of following respondents, so far:

Sl. No.	Filed by (Adv.)	Filed on	On behalf of (State/UT)
1	Mishra Saurabh	23.02.2016	Madhya Pradesh (R-15)
2	Ranjan Mukherjee	02.03.2016	Meghalaya (R-18)
3	Shibashish Mishra	30.01.2016	Odisha (R-21)
4	Ruchi Kohli	08.02.2016	Rajasthan (R-23)
5	Dinesh Kumar Garg	27.01.2016	Uttarakhand (R-29)

6	Shree Pal Singh	01.03.2016	Chandigarh (R-32)
7	Sushma Suri	14.02.2016	Union of India (Ministry of Urban Development) (R-44)

However, no Counter Affidavit has been filed on behalf of the above-mentioned respondents, so far.

It is further submitted that A.D card duly signed has been received back in respect of Respondent Nos. 1, 2, 3, 8, 10, 16, 22, 33, 34, 36, 40-42 & 46.

Neither A.D. card nor unserved cover containing the Show Cause Notice has been received back in respect of Respondent Nos. 4-7, 9, 11-14, 17, 19, 20, 24-28, 30, 31, 35, 37-39, 43 & 45.

Hence, service of notice is incomplete in respect of Respondent Nos. 4-7, 9, 11-14, 17, 19, 20, 24-28, 30, 31, 35, 37-39, 43 & 45.

**W.P. (C) No. 599 of 2015**

The instant Writ Petition was listed before the Hon'ble Court on 26.10.2015, when the Court was pleased to inter-alia pass the following order:-

“xx xx xx xx xx xx xx xx  
xx xx xx xx xx xx xx xx  
Let the Animal Welfare Board of India be impleaded as a respondent herein. Ms. Anjali Sharma, learned counsel accepts notice for Animal Welfare Board of India.

Both the State of Kerala as well as the Animal Welfare Board of India shall file reply to the interim prayer by 16<sup>th</sup> November, 2015.

Pursuant to above order, it is submitted that no document has been filed in respect of Animal Welfare Board of India impleaded as Respondent No. 10 despite accepting notice by Ms. Anjali Sharma, Advocate before Hon'ble Court.

The Writ Petition alongwith applications above-mentioned was again listed before the Hon'ble Court on 09.10.2015, when the Court was pleased to pass the following order:

“Heard Mr. Anupam Tripathi in person.

Issue notice on the writ petition as well as on the prayer for interim relief returnable within two weeks. Call on 26.10.2015.

Dasti, in addition, is permitted.

The prayer for interim relief shall be taken up on that date.

Mr. Dushyant Dave, learned senior counsel is requested to assist the Court on that day.”

Pursuant to above order, it is submitted that Show Cause Notice was issued to Respondent Nos. 1 to 7 through Registered A.D. Post as well as Dasti on 16.10.2015. Respondent Nos. 8 to 10 have been impleaded as Party Respondent vide Court's order dated 26.10.2015.

It is further submitted that the following Vakalatnama/appearances have been filed on behalf of following respondents, so far:

Sl. No.	Filed by (Adv.)	Filed on	On behalf of (State/UT)
1	M/s. Liz Mathew	31.10.2015	State of Kerala (Respondent No. 3)
2	Mr. Ramesh Babu M.R.	18.11.2015	Respondent No. 4 & 5

It is next submitted that neither A.D. cards nor unserved cover containing show cause notice has been received back in respect of Respondent Nos. 1-2 & 6-7, so far. Petitioner-in-person also has not filed affidavit of dasti service, so far.

Service of notice is incomplete in respect of Respondent Nos. 1-2 & 6-7.

It is next submitted that Ms. Liz Mathew, Advocate has on 17.11.2015 filed Counter Affidavit on behalf of State of Kerala with the permission of the Hon'ble Court but the same is defective as: (i) Copy of the same has not been served upon Union of India (ii) Some pages of annexure are of dim impression (iii) Annexure R-1 & R-2 are true translated copy but application for exemption from filing Official Translation has not been filed. However, the same stands included in the paper books.

It is next submitted that Mr. V.K. Sidharthan, Advocate has on 27.10.2015 filed Application for intervention alongwith Vakalatnama/ Appearance on behalf of Edwin Tomson P.J. & Kunjumon but the same is defective and the advocate has not cured the same despite this registry's letter dated 07.11.2015. However, the same stands included in the paper books.

It is submitted that the instant Writ Petition was listed before the Hon'ble Court on 18.11.2015, when the court was pleased to pass the following order:-

“List the matter on 9<sup>th</sup> March, 2016.”

It is further submitted that Mr. Sabu Stephen, Petitioner-in-person has on 25.02.2016 filed applications for impleadment as party respondent and permission to appear & argue in person which has been registered as I.A. Nos. 5 & 6 respectively and the same stands included in the paper books.

It is submitted that the application for permission to appear & argue in person (I.A. No. 6) in Writ Petition above-mentioned was placed before the Ld. Registrar and interaction with the Petitioner-in-person by the Ld. Registrar has been done on 02.03.2016. (Copy of the Report of the Ld. Registrar dated 02.03.2016 is enclosed herewith for the kind perusal of the Hon'ble Court).

**I.A. No. 4 in W.P. (C) 599 of 2015**

The instant Interlocutory Application in Writ Petition above-mentioned was listed before the Hon'ble Court on 29.02.2016, when the Court was pleased to pass the following order:

“Mr. Basant R., learned senior counsel appearing for the State of Kerala prays for and is granted time till 9th March, 2016 to file objections, if any, to I.A. No.4 of 2015 filed by newly impleaded applicant seeking payment of compensation.

List along with SLP (C) No.691 of 2009 on 9th March, 2016.”

It is submitted that pursuant to above order, Counsel for the State of Kerala has not filed objections to I.A. No. 4, so far.

The Writ Petitions alongwith applications above-mentioned are listed before the Hon'ble Court with this Office Report for Orders.

Dated this the 8<sup>th</sup> day of March, 2016.

Sd/-  
Assistant Registrar