SECTION IV B

Listed on 16.01.2015
IN THE SUPREME COURT OF INDIA Court No. 1
CIVIL APPELLATE JURISDICTION Item No. 19

PETITIONS FOR SPECIAL LEAVE TO APPEAL (CIVIL) NOS. 10285-10358, 10362-10372, 10374-10383, 10406-10470, 10480-10490, 11411-11421, 11422-11502, 12044-12054, 14449-14453, 15314-15352, 15353, 17886-90, 19439-19446, 19447-19462, 25485 of 2011 , 22134-22136 OF 2013 AND 8108-10 OF 2013

AND

INTERLOCUTORY APPLICATION NO.
(Application for Condonation of delay in filing SLP, Application for Permission to file SLP, Application for Substitution and Condonation of delay in filing Application for Substitution)

WITH PRAYER FOR INTERIM RELIEF

Omkar Singh & Ors. Etc Petitioner(s)

Versus

State Of Haryana & Ors. Etc. Etc. Respondent(s)

OFFICE REPORT

SLP(C) Nos. 10285-10358, 10362-10372, 10374-83, 10406-10470, 10480-10490 of 2011

The matters above mentioned were listed before the Hon'ble Court on 1.4.2011, when the following order was passed:-

> "Delay caused in filing the special leave petitions is condoned.
>
> Issue notice on the application for permission to file the special leave petition, Special Leave Petitions, application for substitution and applications for condonation of delay in filing applications for substitution."

SLP(C)Nos.11411-11421,11422-11502 and 12044-12054 of 2011

The matters above mentioned were listed before the Hon'ble Court on 15.4.2011, when the following order was passed:-

> "Delay condoned in filing the special leave petitions.

> Issue notice on the application for permission to file the special leave petitions, application for substitution and applications for condonation of delay in filing applications for substitution.
>
> Tag the instant petitions along with the SLP(C)Nos.10285-10358 of 2011."

Service position in SLP(C) Nos. 10285-10358, 10362-10372, 10374-83, 10406-10470, 10480-10490 and 11411-11421, 11422-11502 of 2011

It is submitted that Mr. Gagan Gupta, Advocate for the Petitioner has on 27.05.2013 filed a letter with proof of service of matters through standing counsel for the State and HSIDC.

It is further submitted that Mr. Ravindra Bana, Advocate has filed Vakalatnama & Memo of Appearance and Counter Affidavit on behalf of Haryana State Industrial & Infrastructure Development Corporation(HSIDC) in SLP(C) Nos. 10285-358, 10362-72, 10374-83, 10406-47, 10480-490, 11411-421, 11422-11502 of 2011. Copy of the same are included in the SLP paper books.

Service of show cause notice is complete.

SLP(C) Nos. 12044-12054 of 2011

It is submitted that Mr. Ravindra Bana, Advocate has filed Vakalatnama & Memo of Appearance and Counter Affidavit on behalf of Haryana State Industrial & Infrastructure Development Corporation(HSIDC) in all the matters. Copy of the same are included in the SLP paper books.

It is further submitted that counsel for the petitioner has not taken fresh steps for unserved respondent Nos. 1 & 2 despite 3 weeks time granted by Ld. Registrar.

Service of show cause notice is incomplete on respondent Nos. 1 & 2.

SLP(C) Nos. 14449-14453 of 2011

The matters above mentioned were listed before the Hon'ble Court on 09.05.2011, when the following order was passed:-

> "Permission to file Speical Leave Petition is granted.
>
> Delay caused in filing applications for bringing on record the legal representatives of deceased petitioners is condoned.
>
> Applications for substitution are allowed.
>
> Issue notice.
>
> Tag the instant matter along with SLP(C)Nos.10480-10490/2011."

SLP(C) Nos. 15314-15352 and 15353 OF 2011

The matters above mentioned were listed before the Hon'ble Court on 11.5.2011, when the Court was pleased to pass the following Order:-

> "Delay condoned.
>
> Permission to file Special Leave Petitions is granted.
>
> Delay of 101 days caused in filing application for substitution of legal representatives in SLP arising out of RFA No.1495/2009 is condoned. Similarly, delay of 362 days caused in filing application for substitution of legal representatives in SLP arising out of RFA No.3152/2008 is condoned. Delay of 362 days caused in filing application for substitution of legal representatives in SLP arising out of RFA No.3162/2008 is also condoned. Delay of 184 days caused in filing application for substitution of legal representatives in SLP arising out of RFA No.4832/2009 is condoned. Delay of 149 days caused in filing application for substitution of legal representatives in SLP arising out of RFA No.5304/2008 is condoned
>
> In all the matters, applications for substitution are allowed.
>
> Issue notice.
>
> Tag the instant matter along with SLP (C) Nos.10362-10372/2011."

Accordingly, show cause notice was issued by registered A.D. post on 15.06.2011 and 16.6.2011. Service position of the matters is as under:-

SLP (C) No.	Total RRs.	Served RRs.	Unserved RRs.	V/A	C/A filed on b/o	Remarks
15314	4	1-4	--	4	4	Complete
15315	4 (All Common)	1-4	--	4	4	Complete
15316	4 (All Common)	1-4	--	4	4	Complete
15317	4 (All Common)	1-4	--	4	4	Complete
15318	4 (All Common)	1-4	--	4	4	Complete
15319	5 (1-4 common)	1-5	--	4	4	Complete
15320	4 (All Common)	1-4	--	4	4	Complete
15321	4 (All Common)	1-4	--	4	4	Complete
15322	4 (All Common)	1-4	--	4	4	Complete
15323	4 (All Common)	1-4	--	4	4	Complete
15324	4 (All Common)	1-4	--	4	4	Complete
15325	4 (All Common)	1-4	--	4	4	Complete
15326	5 (All Common)	1-5	--	5	5	Complete
15327	4 (All Common)	1-4	--	4	4	Complete
15328	4 (All Common)	1-4	--	4	4	Complete
15329	4 (All Common)	1-4	--	4	4	Complete
15330	4 (All Common)	1-4	--	4	4	Complete
15331	4 (All Common)	1-4	--	4	4	Complete
15332	4 (All Common)	1-4	--	4	4	Complete

15333	4 (All Common)	1-4	--	4	4	Complete
15334	4 (All Common)	1-4	--	4	4	Complete
15335	4 (All Common)	1-4	--	4	4	Complete
15336	4 (All Common)	1-4	--	4	4	Complete
15337	4 (All Common)	1-4	--	4	4	Complete
15338	4 (All Common)	1-4	--	4	4	Complete
15339	3 (All Common)	1-3	--	3	3	Complete
15340	3 (All Common)	1-3	--	3	3	Complete
15341	3 (All Common)	1-3	--	3	3	Complete
15342	3 (All Common)	1-3	--	3	3	Complete
15343	3 (All Common)	1-3	--	3	3	Complete
15344	3 (All Common)	1-3	--	3	3	Complete
15345	3 (All Common)	1-3	--	3	3	Complete
15346	3 (All Common)	1-3	--	3	3	Complete
15347	3 (All Common)	1-3	--	3	3	Complete
15348	3 (All Common)	1-3	--	3	3	Complete
15349	3 (All Common)	1-3	--	3	3	Complete
15350	3 (All Common)	1-3	--	3	3	Complete
15351	3 (All Common)	1-3	--	3	3	Complete
15352	3 (All Common)	1-3	--	3	3	Complete

It is further submitted that LRs. of deceased petitioner No. 20 namely Dariya in SLP(C) No. 15318 of

2011, deceased petitioner No. 2 namely Lok Ram in SLP(C) No. 15324 of 2011, deceased petitioner No. 2 namely Lok Ram in SLP(C) No. 15327 of 2011, deceased petitioner No. 6 namely Surender Singh in SLP(C) No. 15345 of 2011, deceased petitioner No. 8 namely Sahaj Ram in SLP(C) 15348 of 2011, have been brought on record vide Hon'ble Court's Order dated 11.05.2011 and correction in LRs. for substitution was allowed by order dated 20.01.2012. LRs. of deceased petitioner namely Vijay Singh in SLP(C) No. 15350 of 2011 have also been brought on record vide Hon'ble Judge(In Chamber) order dated 19.11.2014. Cause title have been amended in the SLP paper books.

SLP (C) No.	Total RRs.	Served RRs.	Unserved RRs.	V/A	C/A filed on b/o	Remarks
15353/11	5	1-2	-	3-5	3-5	Complete
14449-53/11	4 (Common in all SLPs)	1-4	-	-	-	Complete

SLP Nos. 17886-90, 19439-19440 and 19447-19462 of 2011

The matter above mentioned was listed before the Hon'ble Court on 06.07.2011, when the court was pleased to pass the following order: -

SLP(C) Nos. 17886-90 of 2011

"Delay condoned.
Issue notice.
Tag the instant petitions along with SLP (C) No. 10285-10358 of 2011"

SLP(C) No. 19439-40 of 2011 AND 19447-62 of 2011

"CC NO. 9360-9367/2011

Issue notice on the application seeking permission to file special leave petitions, application for condonation of delay in filing application for substitution of legal representatives of deceased Nathu Singh, application for substitution of legal representatives, application for condonation of delay in special leave petition and special leave

petition.

Tag the instant petitions along with SLP(C) Nos. 8011-8049/2011.

CC NO. 10672-10687 of 2011

Issue notice on the application seeking permission to file special leave petitions, for condonation of delay caused in filing application for substitution of legal representatives of deceased Gurdayal Singh, Udai Singh, Kartar Singh, Chameli, Sarwan, Sanwat Singh, Surji and Birmati, application for substitution of legal representatives of the deceased whose names are mentioned above, application for condonation of delay in special leave petition and special leave petition.

Tag the instant petitions along with SLP(C) No. 8011-8049/2011."

Service position is as follows :-

It is submitted that show cause notice was issued to all the respondents in the instant matter on 28.11.2011 and 09.05.2012.

Service of show cause notice is given as under: -

SLP No.	Total No. of Respondent	Vakalatnama	A.D.	Status of service	Remarks
17886 of 2011	4	R-3	-	Incomplete on R-1, 2 & 4.	Incomplete counter affidavit not filed on behalf of R-3.
17887 of 2011	4	R-3	-	Incomplete on R-1, 2 & 4.	Incomplete counter affidavit not filed on behalf of R-3.
17888 of 2011	4	R-3	-	Incomplete on R-1,2, 4	Incomplete Counter not filed of R-3.
17889 of 2011	5	R-4	-	Incomplete on R-1& 3,5	Incomplete. Counter affidavit of R-4 not filed.
17890 of 2011	9	R-4	-	Incomplete on R-1 to 3, 5 to 13	Incomplete. Counter affidavit of R-4 not filed.

Service of show cause notice is not complete.

SLP(C) Nos. 19439-19446 of 2011

It is submitted that fresh show cause notice was issued to respondent Nos. 2 to 4 and 6 to 7 on 11.08.2014 but neither A.D. card nor unserved cover containing notice has been received back so far. Mr. Ravindra Bana, Advocate has filed vakalatnama/memo of appearance and counter affidavit on behalf of HSIDC. Copy of the same is included in the SLP paper books.

Service of show cause notice in incomplete.

SLP(C) No. 19447-19462 OF 2011

It is submitted that Mr. Gagan Gupta, Advocate for the Petitioner has filed affidavit of dasti service with proof of service upon respondent nos. 1 to 2 & respondent nos. 4 to 6 in the matter (State of Haryana). However, no one has entered appearance on their behalf so far. Mr. Ravinder Bana, Advocate has entered appearance on behalf of respondent i.e HSIDC in the matters and filed counter affidavit on their behalf. Copy of the same are included in Paper Books.

It is further submitted that Mr. Gagan Gupta, Advocate has filed a letter dated 09.01.2014 stating therein that "proof of service of paper books with respect to respondent nos. 1 & 2 being State of Haryana and its functionaries through Standing Counsel was filed on 29.05.2012 and respondents nos. 3 & 4 being HSIDC and its functionaries have already filed their Counter Affidavit".

It is further submitted that Neither A. D. Cards nor unserved covers containing notice have been received back from Respondent Nos. 6 to 9.

Service of show cause notice is not complete on rest of the respondent nos. 6 to 9.

SLP(C) No. 25485 of 2011

The matter above mentioned was listed before the Hon'ble Court on 19.08.2011, when the court was pleased to pass the following order:-

"Issue notice on the application for condonation of delay as well as on special leave petition.

Tag the instant petition along with SLP(C) Nos. 15314-15352 of 2011."

It is submitted that there are total 9 respondents. In terms of Hon'ble Court's order dated 19.08.2011, show cause notice was issued to all the respondents on 11.10.2011. Respondent Nos. 3, 4 and 5 i.e. (HSIDC)are represented through Mr, Ravindra Bana, Advocate but he has not filed counter affidavit so far. The counsel for the petitioner has on 01.05.2012 and again on 21.02.2014 filed proof of service of copies of SLP on the standing Counsel for State of Haryana (Respondent Nos. 1 and 2) But no one has entered appearance on their behalf.

Service is not complete on respondent nos. 1, 2, 6 to 9.

SLP(C) Nos. 22134-22136 of 2013

The matter above mentioned was listed before the Hon'ble Court on 26.07.2013, when the court was pleased to pass the following order:-

"Issue notice.
Tag with SLP(C) Nos.10285-10358/2011."

It is submitted that there are 3 respondents in the matter. Common respondents in all SLPs. Mr. Ravindra Rana, Advocate has on 17.09.2013 filed Vakalatnama & Memo of Appearance on behalf of respondent No. 3 but he has not filed counter affidavit so far. Mr. B. S. Gupta, Advocate for the petitioner has on 21.04.2014, filed proof of service after serving show cause notice on respondent Nos. 1 & 2 on Dr. Monika Gusain advocate for State but she has not filed counter Affidavit so far.

SLP(C) Nos. 8108-8110 of 2013

The matter above mentioned was listed before the Hon'ble Court on 04.02.2013, when the court was pleased to pass the following order: -

> "Issue notice on the aplication for condonation of dealy as also on the special leave petitions.
>
> Tag with SLP C) No.10285-10358 of 2011 and connected matters"

It is submitted that Mr. Ravindra Bana, Advocate has filed Vakalatnama & Memo of Appearance on behalf of Haryana State Industrial & Infrastructure Development Corporation(HSIDC) but he has not filed counter affidavit.

It is further submitted that counsel for the petitioner has not taken fresh steps for unserved respondent Nos. 1 & 3.

Service of show cause notice is incomplete against respondent Nos. 1 and 3.

The matters are listed before the Hon'ble Court with this office report.

Dated this the 15th day of January, 2015.

ASSISTANT REGISTRAR

Copy to :- Mr. Gagan Gupta, Adv.
Mr. Ravindra Bana, Adv.
Mr. S. K. Sabharwal, Adv.
Mr. Bankey Bihari, Adv.
Mr. R. C. Kaushik, Adv.

ASSISTANT REGISTRAR

Haokip-Rajesh