

SECTION – IX
IN THE SUPREME COURT OF INDIA
CIVIL APPEALATTE JURISDICTION

CIVIL APPEAL NOS. 2637-2641 of 2013

WITH

INTERLOCUOTORY APPLICATION NOS. 1-5

(Applications for prayer for interim relief)

WITH

INTERLOCUOTORY APPLICATION NOS. 76-80

(Applications to recall and modify Order dated 03.02.2015 in I.A. Nos. 61-65 of 2014 filed by Appellant-in-person)

WITH

INTERLOCUOTORY APPLICATION NOS. 81-85

(Application for directions filed by Advocate for the respondent)

WITH

INTERLOCUOTORY APPLICATION NOS. 86-90

(Application for modification of Court's Order dated 12.12.2012 filed by Advocate for the respondent)

AND

INTERLOCUOTORY APPLICATION NO.

(Application for permission to file rejoinder affidavit in I.A. Nos. 1-5)

SREEJA V

...APPELLANT

-VERSUS-

RAJESH PULIYANKALATH

...RESPONDENT

OFFICE REPORT

It is submitted for the information of the Hon'ble Court that the appellant-in person has filed an affidavit of urgency alongwith mentioning proforma for listing IA Nos. 1- 5/12 in CA Nos. 2637-41/13.

It is further submitted that SLP(C) No.11362-66/12 (now Civil Appeal Nos. 2637-2641 of 2013) alongwith application for directions, interim relief, permission to file rejoinder affidavit and prayer for interim relief were listed before the Hon'ble Court on 18.3.2013 when the Hon. Court passed the following order:

"We have heard the petitioner, who has appeared in person, and learned counsel for the respondent.

Leave granted.

Till further orders, the respondnet shall pay to the petitioner (appellant) and the child maintenance at the rate of Rs. 40,000/- (rupees forty thousand) per month.

The parties are allowed six weeks' time to file further affidavits."

It is further submitted that IA Nos. 61-65 etc. in these matters were listed on 3.2.2015 before this Hon'ble Court, when the Hon'ble Court inter alia passed the following order:

...2/-

"There is no dispute that the amount in terms of the order dated 18th March, 2013 has been paid and is being regularly paid to the appellant from 1st April, 2013 onwards. The admitted position is that the amount from the date of the order, i.e. 18th March, 2013 till 31st March, 2013 has not been paid to the appellant. We, therefore, direct the respondent to pay an amount of Rs.20,000/- to the appellant towards maintenance for the period from 18th March, 2013 to 31st March, 2013.

The appellant also submits that the litigation expenses of Rs.10,000/- that were ordered to be paid to her by the Bombay High Court has not been paid to her by the respondent. We accordingly direct the respondent to make payment of litigation expenses of Rs.10,000/- as ordered by the High Court, to the appellant. The payment of Rs.20,000/- and Rs.10,000/- should be made to the appellant within a period of two weeks from today.

Since there is no doubt that the maintenance as ordered by this Court is being paid to the appellant on a regular basis, there is no reason to attach the 2/3rd salary of the respondent as prayed for in the applications."

It is also submitted that Hon. Court vide order dated 3.2.2015 directed that the appeals be listed for final hearing before an appropriate bench at the earliest convenience.

It is further submitted that the appeals are shown in the current Weekly List.

It is further submitted that the Appellant-in-person has filed a letter dated 6.4.2015 and an Affidavit of Urgency requesting therein to list Interlocutory Application Nos. 1-5 (Applications for interim directions filed by her at the time of filing the SLPs) before the Court for orders this week as hearing of the appeals though expedited on 29.4.2013 will take time as they are coming as last on board alongwith final hearing matters.

It is further submitted for the information of the Hon'ble Court that Appellant-in-person has on 13.02.2015 filed rejoinder affidavit alongwith permission to file rejoinder affidavit in I.A. Nos. 1-5 (Application for interim relief).

It is further submitted that though counter affidavit as well as rejoinder affidavit have been filed at the initial stage in SLP by both the parties, when the matter was filed and listed before the Hon'ble Court with I.A. Nos. 1-5 but no separate counter affidavit in I.A. Nos. 1-5 has been filed by the respondent. Hence, rejoinder affidavit to the I.A. and unregistered application for permission to file rejoinder affidavit filed by the appellant-in-person have been included in the paper books.

It is further submitted that Appellant-in-person has also filed applications to recall & modify the Order dated 03.02.2015 in I.A. Nos. 61-65 passed by the Hon'ble Court, which is registered as I.A. Nos. 76-80 and the same is being circulated herewith.

It is lastly submitted that Mr. Venkita Subramoniam T. R., Advocate for the sole respondent has filed applications for directions and for modification of the Order dated 12.12.2012 which are registered as I.A. Nos. 81-85 and 86-90 of 2015 respectively and the same are being circulated before the Hon'ble Court with this report.

The appeals and Interlocutory Applications above mentioned are listed before the Hon'ble Court with this office report.

Dated this the 08th day of April, 2015.

ASSISTANT REGISTRAR

Copy to:

Mrs. Sreeja V., Appellant-in-person
435, 2nd Floor, Pkt B-9, Sector-3,
Rohini- 85, New Delhi.

Mr. Venkita Subramoniam T. R. , Advocate

ASSISTANT REGISTRAR

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