

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 10027 OF 2014 AND 7038, 7238, 5601, 7243, 2474, 1335-1358, 7235, 3248-3252, 3247, 4208, 2082-2083, 2081, 1430, 1888, 2437, 3060, 1647, 1326, 4209, 1400 AND 45 OF 2015

Commissioner of Central Excise Anr. Etc. etc.Appellants

-Versus-

M/s Deep Constructions Company ors. Etc. etc.Respondents

OFFICE REPORT

The Office Report was listed before the Ld. Registrar Court on 31st March 2016, when the following orders were passed:

“C.A. NO. 10027/2014 & C.A. No. 1400/2015

Service is complete on sole respondent but no one has entered appearance.

C.A. No. 1335, 1337, 1342, 1345 and 1349/2015

Service is complete.

C.A. Nos. 1339, 1341, 1344, 1346/2015

Four weeks time is granted to ld. Counsel for appellant to furnish fresh and complete address of respondent nos. 5, 7, 10 and 12 respectively.

C.A. No. 1336, 1338, 1340, 1347, 1348 and 1350-58/2015

Four weeks time is granted to ld. Counsel for appellant to take fresh steps for effecting service on all unserved respondents.

C.A. No. 45/2015

Four weeks time, as last opportunity is granted to sole respondent for filing counter affidavit.

C.A. No. 1326/2015

Four weeks time is granted to ld. Counsel for appellant to take fresh steps for effecting service on sole respondent.

C.A. No. 2082-2083/2015

Sole respondent has filed counter affidavit.

C.A. No. 1647/2015

Four weeks time is granted to ld. Counsel for appellant to take fresh steps for effecting service on sole respondent.

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C.A. No. 1430/2015

Four weeks time is granted to Id. Counsel for appellant to take fresh steps for effecting service on sole respondent.

C.A. No. 1888/2015

Service is complete on sole respondent but no one has entered appearance.

C.A. No. 2081/2015

Sole respondent has not filed counter affidavit. Four weeks time is granted.

C.A. No. 2437/2015

Four weeks time, as last opportunity is granted to sole respondent for filing counter affidavit.

C.A. No. 2474/2015

Four weeks time is granted to Id. Counsel for appellant to take fresh steps for effecting service on sole respondent.

C.A. No. 3060/2015

Four weeks time is granted to Id. Counsel for appellant to take fresh steps for effecting service on sole respondent.

C.A. No. 3247/2015

Four weeks time is granted to Id. Counsel for appellant to furnish fresh and complete address of sole respondent.

C.A. No. 3248-3252/2015

Four weeks time, as last opportunity is granted to sole respondent for filing counter affidavit.

C.A. No. 4209/2015

Opportunity to sole respondent for filing counter affidavit has already been declined.

C.A. No. 4208/2015

Four weeks time is granted to Id. Counsel for appellant to take fresh steps for effecting service on sole respondent

C.A. No. 7243/2015

Four weeks time is granted to Id. Counsel for appellant to take fresh steps for effecting service on sole respondent.

C.A. No. 7038/2015

Notice was issued to sole respondent but unserved cover containing notice has been received back with remarks "Closed Company". Hence, Id. Counsel for the appellant is directed to take appropriate steps.

C.A. No. 7235/2015

Service is complete on sole respondent but no one has entered appearance.

C.A. No. 7238/2015

Four weeks time is granted to Id. Counsel for appellant to furnish fresh and complete address of sole respondent.

Ld. Counsel for the appellant is directed to file deficit court fee in all the matters in the meanwhile.

List again on 18.7.2016.”

C.A. NO. 10027/2014

It is submitted that service of Notice is complete, but no one has filed vakalatnama/appearance so far.

It is further submitted that Counsel for the appellant has on 23rd June 2016 filed deficit court fee.

C.A. No. 1400/2015

It is submitted that service of notice is complete, as sole respondent is represented through Mr. M.P. Devanath, Advocate, but he has not filed Counter Affidavit so far.

It is further submitted that Mr. B.K. Prasad, Advocate has on 30th April 2016 filed deficit court fee.

It is lastly submitted that time to file Statement of Case has expired, but no one has filed Statement of Case so far.

C.A. No. 1335-1358 of 2015.

It is submitted that service of notice is complete in CA. No.1335, 1337, 1342, 1345 and 1349/2015 as Sole Respondent in C.A. Nos.1335, 1342, 1345 and 1349/2015 is represented through their respective advocates, but no one has filed vakalatnama/appearance on behalf of Sole Respondent in C.A. Nos.1337/2015 so far. Counsel for Sole Respondent in C.A. Nos.1335, 1345 and 1349/2015 has not filed Counter Affidavit so far.

It is further submitted that Counsel for the Appellant has not furnished fresh and complete address of unserved Sole Respondent in C.A. Nos. 1339, 1341, 1343, 1344, 1346/2015.

It is again submitted that the Counsel for appellant has not taken fresh steps for effecting service of notice on unserved Sole Respondent in C.A. No. 1336, 1338, 1340, 1347, 1348 and 1350-58/2015 respectively.

It is lastly submitted that Counsel for the appellant has not filed deficit court fee so far.

C.A. No. 45/2015

It is submitted that Counsel for the Sole Respondent has not filed Counter Affidavit so far.

It is further submitted that Counsel for the appellant has on 28th June 2016 filed deficit court fee.

C.A. No. 1326/2015

It is submitted that the Counsel for appellant has not taken fresh steps for effecting service on sole respondent.

C.A. Nos. 2082-2083/2015

It is submitted that Counsel for the Appellant has on 28th April 2016 filed Statement of Case.

It is further submitted that Counsel for the Appellant has not filed deficit court fee so far.

C.A. No. 1647/2015

It is submitted that the Counsel for appellant has not taken fresh steps for effecting service on sole respondent.

It is further submitted that Counsel for the Appellant has not filed deficit court fee so far.

C.A. No. 1430/2015

It is submitted that the Counsel for appellant has not taken fresh steps for effecting service on sole respondent.

It is further submitted that Counsel for the Appellant has on 12th April 2016 filed deficit court fee.

C.A. No. 1888/2015

It is submitted that service of notice is complete on sole respondent but no one has filed vakalatnama/appearance so far.

It is further submitted that Counsel for the Appellant has on 16th June 2016 filed deficit court fee.

C.A. No. 2081/2015

It is submitted that Counsel for the sole respondent has not filed Counter Affidavit so far.

It is further submitted that Counsel for the Appellant has not filed deficit court fee so far.

C.A. No. 2437/2015

It is submitted that Counsel for the Sole Respondent has not filed Counter Affidavit so far.

It is further submitted that Counsel for the Appellant has not filed deficit court fee so far.

C.A. No. 2474/2015

It is submitted that the Counsel for appellant has not taken fresh steps for effecting service on sole respondent.

It is further submitted that Counsel for the Appellant has on 16th June 2016 filed deficit court fee.

C.A. No. 3060/2015

It is submitted that the Counsel for appellant has not taken fresh steps for effecting service on sole respondent.

It is further submitted that Counsel for the Appellant has not filed deficit court fee so far.

C.A. No. 3247/2015

It is submitted that the Counsel for appellant has not furnished fresh and complete address of the sole respondent.

It is further submitted that Counsel for the Appellant has on 16th June 2016 filed deficit court fee.

C.A. No. 3248-3252/2015

It is submitted that Counsel for the Sole Respondent has not filed Counter Affidavit so far.

It is further submitted that Counsel for the Appellant has on 12th May 2016 filed deficit court fee.

C.A. No. 4209/2015

It is submitted that Counsel for the Sole Respondent has not filed Counter Affidavit so far.

It is further submitted that Counsel for the Appellant has not filed deficit court fee so far.

C.A. No. 4208/2015

It is submitted that the Counsel for appellant has not taken fresh steps for effecting service on sole respondent.

It is further submitted that Counsel for the Appellant has not filed deficit court fee so far.

C.A. No. 7243/2015

It is submitted that the Counsel for appellant has not taken fresh steps for effecting service on sole respondent.

It is further submitted that Counsel for the Appellant has on 28th June 2016 filed deficit court fee.

C.A. No. 7038/2015

It is submitted that the Counsel for appellant has not taken appropriate steps so far.

It is further submitted that Counsel for the Appellant has on 16th June 2016 filed deficit court fee.

C.A. No. 7235/2015

It is submitted that service of notice is complete, but no one has filed no one has filed vakalatnama/ appearance on behalf of Sole Respondent so far.

It is further submitted that Counsel for the Appellant has on 16th June 2016 filed deficit court fee.

C.A. No. 7238/2015

It is further submitted that Counsel for the Appellant has not furnished fresh and complete address of sole respondent.

It is further submitted that Counsel for the Appellant has on 6th May 2016 filed deficit court fee.

C.A. No. 5601/2015

The matter was listed before the Hon'ble Court on 20th July 2015, when the Court was pleased to pass the following orders:

“Delay condoned.

Admit.

Tag with Civil Appeal Nos.1335-1358 of 2015.”

Accordingly, Notice of Lodgement of Petition of Appeal was issued on 4th August 2015 to the Sole Respondent through Mr. M.P. Devanath, Advocate who already filed Caveat/Vakalatnama/ Appearance on behalf of the Sole Respondent, but he has not filed Counter Affidavit so far.

It is submitted that time to file Statement of Case has expired, but no one has filed Statement of Case so far.

It is lastly submitted that Counsel for the Appellant has not filed deficit court fee as per valuation given in petition of appeal (Page 7).

The Office Report is listed before the Ld. Registrar Court for orders.

Dated this the 15th day of July, 2015.

ASSISTANT REGISTRAR

Copy to:-

1. Mr. B.K. Prasad, Advocate,
Central Agency Section.
2. Mr. M.P. Devanath, Advocate
5, Jangpura Extension, Link Road,
New Delhi-110014.
3. Mr. Anil Kumar Tandale, Advocate
114, Old Lawyers Chambers.
4. Mr. Bhargava V. Desai, Advocate
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25, Old Lawyers Chambers.
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7. Mr. Rupesh Kumar, Advocate
133, Old Lawyers Chambers.
8. Mr. Ashok K. Mahajan, Advocate
410, MC Setalvad Lawyers Chamber
9. M/s. Mitter & Mitter Co., Advocates
021, Old Lawyers Chambers
10. Mr. E.C. Agrawala, Advocate
48, Old Lawyers Chambers

ASSISTANT REGISTRAR

c5