

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 6900 of 2009

WITH

INTERLOCUTORY APPLICATION NO. 12 OF 2014

(APPLICATION FOR IMPLEADMENT AS PARTY RESPONDENT)

WITH

INTERLOCUTORY APPLICATION NO. 16 OF 2015

(APPLICATION FOR INTERVENTION FILED BY MR. JAYANT K. MEHTA, ADV.)

WITH

INTERLOCUTORY APPLICATION NO. 17 OF 2015

(APPLICATION FOR PERMISSION TO FILE REPLY FILED BY MS. SANDHYA GOSWAMI, ADV.)

WITH

INTERLOCUTORY APPLICATION NO. 18 OF 2015

(APPLICATION FOR EXEMPTION FROM FILING OFFICIAL TRANSLATION)

AND

CIVIL APPEAL NO. 6901 of 2009

STATE OF UTTARAKHAND & ORS. ETC

.....APPELLANTS

-VERSUS -

RAJIV BERRY & ORS. ETC

.....RESPONDENTS

REVISED OFFICE REPORT

The matters above mentioned were listed before the Hon'ble Court on 8.4.2015, when the Court was pleased to pass the following Orders:

“The Proposal as contained in the Order dated 14.01.2015 which has been put forward on behalf of the Respondents has not met the approval of the Appellants before us. The learned Additional Advocate General appearing on behalf of the Appellants submits that the possession of the land is with the State and secondly that the compensation has been duly deposited in the Court. Both the statements are strenuously contested by the learned Senior Counsel appearing for the Respondents.

In these circumstances, we direct the Appellant State to file an affidavit, by a Competent Officer, stating (a) the date on which the possession of the land in question was taken over by the State physically or otherwise and (b) the date of making the deposit of the compensation, along with the details as to where it was deposited. The Secretary, Secretariat Administration Department who is present in Court, states that he is the Competent Officer, and shall file an affidavit within a period of ten days from today furnishing the aforementioned details. An advance copy thereof be handed over to learned Counsel for the Respondents. Since the proposal for Settlement of the Appeals has fallen through, the Appeals will now be proceeded to be heard on 29th April, 2015.”

It is submitted that pursuant to above Orders, Ms. Rachana Srivastava, Advocate has on 13.4.2015 filed compliance affidavit on behalf of the State of Uttarakhand but annexures P-1 & P-3 are in vernacular language and annexures have been got translated into English by a private translator. Counsel has not filed an application for exemption from filing official translation, though deponent is praying for exemption from filing official translation (Page No. 4, last para). (copy of the affidavit is placed as a separate paperbook)

It is further submitted that Ms. Sandhya Goswami, Advocate has on 24.4.2015 filed applications for permission to file reply on behalf of the respondent and exemption from filing official translation in C.A. No. 6900 of 2009. The applications have been registered as I.A. Nos. 17 & 18. (copies circulated herewith)

Service is complete.

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

Dated this the 25th Day of April, 2015.

ASSISTANT REGISTRAR

Copy to:
Ms. Rachana Srivastava, Adv.
Ms. Sandhya Goswami, Adv.
Mr. Jayant K. Mehta, Adv.

ASSISTANT REGISTRAR