

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CIVIL APPEAL NO(s). 3893-3895 OF 2009

BEFORE THE REGISTRAR M.K GUPTA

STATE OF U.P.& ANR.

Appellant (s)

VERSUS

EAST U.P.SUGAR MILLS ASSN.& ORS.

Respondent(s)

(With prayer for interim relief)

WITH Civil Appeal NO. 150 of 2007

(With prayer for interim relief)

Civil Appeal NO. 2664 of 2007

(With office report)

Civil Appeal NO. 3899 of 2009

(With office report)

Civil Appeal NO. 3900-3902 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 3905 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 3907 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 3908 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 3911-3912 of 2009

(With office report)

Civil Appeal NO. 3915-3917 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 3918 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 3919 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 3920 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 3925 of 2009

(With office report)

Civil Appeal NO. 4014-4023 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 4024 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 4025 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 4026 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 7508 of 2005

(With office report)

Civil Appeal NO. 7509-7510 of 2005

(With office report)

For Appellant(s)

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Mr. Ravi Prakash Mehrotra, Adv.
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For Respondent(s)

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Mr. Vishwajit Singh, Adv.
Mr Sandeep Singh, Adv.
Mr Vipul, Adv.
Mr Viplav Sharma, Adv.
Mr. Ravi Prakash Mehrotra, Adv.
Mr. Vikas Mehta, Adv.

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UPON hearing counsel the Court made the following

O R D E R

CIVIL APPEAL NO.3893-3895/2009

Registry to take action as per Hon'ble Court's order
dated 21.7.2009.

CIVIL APPEAL NO.3899/2009

Await certificate of service in respect of

respondent Nos. 4,7 to 11,13 to 20,22,23,25 to 29,31,35 and 36.

Appellant to furnish the fresh address of respondent no.32 within a week and to take fresh steps for issuance of notice to this respondent by registered post with acknowledgment due.

CIVIL APPEAL NO.3900-3902/2009

As per office report, it is not clear as to which of the respondent is served and which respondent is yet to be served.

It is submitted by the learned counsel for respondent No.1 that process fee and spare copies have not been filed by the appellant for issuance of notice to unserved respondents.

There is no representation for the appellant today.

CIVIL APPEAL NO.3905/2009

Application for withdrawal of the Civil Appeal to be listed before the Hon'ble Court.

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CIVIL APPEAL NO.3907,3908,3911-12/2009

There is no representation for the appellant today.

Moreover, as per office report no process fee and spare copies have been filed for issuance of notice to unserved respondents.

CIVIL APPEAL NO.3915/2009

No statement of case has been filed by any of the parties.

However, service of notice is complete on all the respondents.

CIVIL APPEAL NO.3916/2009

Service is complete on respondent Nos. 2 to 4.

Await certificate of service in respect of

respondent No.1.

CIVIL APPEAL NO.3917/2009

Await certificate of service in respect of
respondent Nos. 1 and 2.

Respondent No.3 is served but there is no
appearance.

The learned counsel for the applicant has not filed
process fee and spare copies for issuance of notice to the
respondents on application for impleadment.

CIVIL APPEAL NO.3918,3919 of 2009

Appellants have filed statement of case but no
statement of case has been filed by the respondent.

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CIVIL APPEAL NO.3920/2009

There is no representation for the appellant today.

Appellant failed to file process fee and spare
copies and as such NLPA not issued.

CIVIL APPEAL NO.3925/2009

In the present Civil Appeal there are five
respondents.

Respondent Nos. 1 to 4 have been served as per
certificate of service but no one has entered appearance.

Respondent No.5 is represented through an Advocate.

No statement of case has been filed by any of the
parties.

CIVIL APPEAL NO.4014-23/2009

Await certificate of service with respect to
respondent No.2 in Civil Appeal No.4017/2009, respondent Nos.

1,3 and 4 in Civil Appeal No.4021/2009 and respondent No.1 in
Civil Appeal No.4019/2009.

Respondent Nos. 5 and 6 in Civil Appeal No.4019/2009
refused to accept notice.

CIVIL APPEAL NO.4024,4025 of 2009

Respondent Nos. 1 and 3 are represented through counsels.

There is no representation of the appellant today.

Appellant failed to file process fee and spare copies for issuance of NLPA with respect to remaining respondents.

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CIVIL APPEAL NO.4026/2009

There is no representation for the appellant today.

Respondent Nos. 1,2,3 and 5 are represented through their Advocates.

Respondent Nos. 4 and 6 are served but there is no appearance.

Appellant failed to file spare copies for record of High Court.

CIVIL APPEAL NO.2664/2007

In the present Civil Appeal there are 45 respondents.

As per office report respondent Nos. 1 to 4 are contesting respondents and respondent Nos. 5 to 45 are proforma respondents.

Await certificate of service in respect of respondent Nos. 39 and 43.

CIVIL APPEAL NO.7508/2005

Leave has been granted as per Hon'ble Court's order dated 12.12.2005.

This appeal is ready for hearing.

CIVIL APPEAL NO.7509-7510/2005

There are 11 respondents in Civil Appeal No.7509/2005 and 9 respondents in Civil Appeal No.7510/2005.

As per office report, common respondent Nos. 1 and 2 are represented through Advocates and common respondent No.11

in Civil Appeal No.7509/2005, respondent No.9 in Civil Appeal No.7510/2005 are represented through Advocates.

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As per office report, respondent Nos. 3 to 10 in Civil Appeal No.7509/2005 and respondent Nos. 3 to 8 in Civil Appeal No.7510/2005 have been served but no one has entered appearance.

Common original record has been received and leave has been granted as per Hon'ble Court's order dated 12.12.2005.

These appeals are ready for hearing.

CIVIL APPEAL NO.150/2007

As per office report in this appeal there are 10 respondents.

Respondent Nos. 1 to 4 are contesting respondents and respondent Nos. 5 to 10 are proforma respondents. Respondent No.2 is represented by Advocate.

Respondent Nos. 1 and 3 to 10 have been served but there is no appearance.

Original record has been received.

Leave has been granted vide Hon'ble Court's order dated 8.1.2007.

This appeal is ready for hearing.

It is submitted by the learned counsel for the State of U.P. that as per Hon'ble Court's order dated 21.7.2009 parties were given one more opportunity to complete the pleadings in all the cases within six weeks from that date and are to be listed and liberty was granted to the learned counsel to mention the matter before the Hon'ble the Chief

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Justice of India after six weeks upon completion of pleadings.

It is further pointed out by the learned counsel for the State of U.P. that in the SLP's filed in the year 2005 though leave has been granted in the said SLPs vide order dated 4.5.2009, but by the same order it was directed to list the listed matters on 21.7.2009 by the Hon'ble Court considering the urgency involved.

In the circumstances, registry to comply with the Hon'ble Court's order dated 21.7.2009.

(M.K.GUPTA)
Registrar

hj