

Listed on : 30.8.2013

Court No. 3
Section XI-A

Item No. 50

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

PETITIONS FOR SPECIAL LEAVE TO APPEAL (CIVIL) Nos. 11033 & 13312 OF 2012 WITH PRAYER FOR INTRIM RELIEF.

WITH

INTERLOCUTORY APPLICATION NO. 2

(Application for permission to file additional documents in SLP (C) No. 11033/2012)
AND

INTERLOCUTORY APPLICATION NO. 2

(Application for condonation of delay in filing SLP in SLP (C) No. 13312/2012)
AND

INTERLOCUTORY APPLICATION NO. 3

(Application for intervention in SLP (C) No. 11033/2012)

State of Orissa

.....Petitioner

Versus

Dasarathi Meher

.....Respondent

OFFICE REPORT

SLP (C) NO. 11033 OF 2012

The matter above mentioned was listed before the Hon'ble Court on 23rd March, 2012, when the Court was pleased to pass the following order:
òDelay condoned.

Issue notice returnable in eight weeks.

Mr. Sunil Kumar Jain, advocate on record waives service for the respondent.ó

It is submitted for the information of the Hon'ble Court that in pursuance of the order quoted above, show cause notice to sole Respondent was issued through Mr. Sunil Kumar Jain, Advocate who has filed Vakalatnama/Appearance as well as counter affidavit alongwith application for permission to file additional documents (Registered as I.A. No. 2) on behalf of sole Respondent (Copy of the same has been included in the SLP paper books for the kind perusal of the Hon'ble Court).

Service of show cause notice is complete.

SLP (C) NO. 13312 OF 2012

The matter above mentioned was listed before the Hon'ble Court on 16th April, 2012, when the Court was pleased to pass the following orders.

òPermission to file Special Leave Petition is granted.

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

..2/-

-2-

Tag with Special Leave Petition (Civil) No. 11033 of 2012 (CC No. 4643 of 2012).ó

It is submitted for the information of the Hon'ble Court that show cause notice was issued to all the five Respondents through Registered A.D. post. Mr. Shibashish Mishra, Advocate has filed Vakalatnama/Appearance on behalf of Respondent Nos. 1 and 2 but has not filed the counter affidavit so far. A.D. card duly signed has been received from Respondent No. 3 but no one has entered appearance on its behalf so far. Mr. R.P. Goyal, counsel for the petitioner has filed affidavit with proof of service in respect of Respondent No. 4 but no one has entered appearance on its behalf so far. Mr. Sunil Kumar, Advocate has filed Vakalatnama/Appearance as well as counter affidavit on behalf of Respondent No. 5. (Copy of the same has been included in the SLP paper books for the kind perusal of the Hon'ble Court)

Office report regarding service position was listed before the Ld. Registrar Court from time to time and lastly on 16.1.2013, when the following order was passed:

òIn spite of the final chance, as permissible under the rules, respondent Nos.1 and 2 have failed to file counter affidavit on record.

Respondent Nos.3 and 4 are reported to be duly and properly served through post but none appeared.

Counter affidavit on behalf of respondent No.5 has already been filed on record.

No further steps required.

The matter be processed for listing before the Hon'ble Court, as per rules.ó

Service of show cause notice is complete.

It is further submitted that Mr. Jay Savla, Advocate has on 2.7.2013 filed application for intervention with Vakalatnama/Appearance (Registered as I.A No. 3) (Copy of the same has been included in the SLP paper books for the kind perusal of the Hon'ble Court).

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

Dated this the 23rd day of August, 2013.

Sd/-

ASSISTANT REGISTRAR