

SECTION IV B

Listed on 03.03.2014

Court No. 3

IN THE SUPREME COURT OF INDIA Item No. 55  
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) NO. 21593, 21595, 21596, 25053 and 27976 OF 2013.

WITH PRAYER FOR INTERIM RELIEF

Dharam Pal & Ors. Etc. ....Petitioner(s)

Versus

State of Haryana & Ors ....Respondent(s)

OFFICE REPORT

The matters above mentioned were listed before the Hon'ble Court 08.07.2013, when the Court was pleased to pass the following order:-

" Delay condoned.

Shri Jayant Bhushan, learned senior counsel appearing for the petitioners would state that the issues raised in these special leave petitions are identical with the issues raised in SLP(C) Nos. 4906-4908 of 2009. Keeping in view the statement so made by the learned counsel, we issue notice.

Tag with SLP(C) Nos. 4906-4908 of 2009."

The matters above mentioned were listed before the Ld. Registrar on 29.01.2014, when the following order was passed:-

"SLP(C) Nos.21593,21595,21596,25053 and 27976 of 2013

In all these batch of matters, one week's time is granted, as a final chance, to the learned Advocate, Ms.Nupur Choudhary, appearing on behalf of Mr. Kamal Mohan Gupta, Advocate-on-Record for the respondents - State for filing vakalatnama and counter affidavit on record, failing which further necessary orders, as per rules shall be passed.

List again on 5.2.2014."

The service position of each matter is as under:-

SLP (C) No. 21593/2013

It is submitted that show cause notice was issued on 8.8.2013 to all the three respondents through registered A.D. post. Neither A.D. card nor unserved cover containing notice have been received back so far. Ms. Nupur Choudhary, appearing on behalf of Mr. Kamal Mohan Gupta, Advocate has not filed Vakalatnama & Memo of Appearance and Counter Affidavit on behalf of respondents so far.

Service of show cause notice is not complete.

SLP (C) No. 21595/2013

It is submitted that show cause notice was issued on 10.9.2013 to all the three respondents through registered A.D. Neither A.D. card nor unserved cover containing notice has been received back so far. Ms. Nupur Choudhary, appearing on behalf of Mr. Kamal Mohan Gupta, Advocate has not filed Vakalatnama & Memo of Appearance and Counter Affidavit on behalf of respondents so far.

Service of show cause notice is not complete on respondent nos.1 to 3.

SLP (C) No. 21596/2013

It is submitted that show cause notice was issued to both the respondents through registered A.D. on 14.12.2013. Neither A.D. card nor unserved cover containing notice have been received back so far. Ms. Nupur Choudhary, appearing on behalf of Mr. Kamal Mohan Gupta, Advocate has not filed Vakalatnama & Memo of Appearance and Counter Affidavit on behalf of respondents so far.

Service of show cause notice is not complete on both the respondents.

SLP (C) No. 25053/2013

It is submitted that show cause notice was issued to 2.9.2013 to all the three respondents through registered A.D. A.D. Card duly signed have been received back in respect of respondent nos. 2 and 3. But no one has entered appearance on their behalf. Neither A.D. Card

nor unserved cover containing notice have been received back in respect of respondent no. 1. Ms. Nupur Choudhary, appearing on behalf of Mr. Kamal Mohan Gupta, Advocate has not filed Vakalatnama & Memo of Appearance and Counter Affidavit on behalf of respondents so far.

Service of show cause notice is not complete on respondent no. 1.

SLP (C) No. 27976/2013

The matter above mentioned was listed before the Hon'ble Court on 30.08.2013, when the Court was pleased to pass the following order:-

“Delay condoned in filing the application for substitution.

Application for substitution is allowed.

Delay condoned in filing and refiling the Special Leave Petition.

Notice.

Tag with S.L.P.(C)No.25053/2013@ CC No.13399/2013.”

Accordingly, show cause notice was issued by registered A.D. Post on 13.09.2013. A.D. Card duly signed from respondent no. 4 has been received but no one has entered appearance so far. Neither AD Cards nor unserved covers, containing notice, have been received back from respondent nos 1-3 so far.

Service of show cause notice is incomplete.

The matters above mentioned were listed before the Ld. Registrar on 05.02.2014, when the following order was passed:-

“ In this batch of SLPs, on behalf of respondent nos. 1 to 3, the learned counsel Mr. Kamal Mohan Gupta, despite final chance granted by this Court on 29<sup>th</sup> January, 2014 has failed to take appropriate steps for filing vakalatnama as well as counter affidavit on record.

All these common respondents are ordered to proceed ex-parte.

Remaining respondents are reported to be duly and properly served but none appeared on their behalf.

No further steps required.

Registry to process these matter for listing

before the Hon'ble Court, as per rules."

The matters are listed before the Hon'ble Court with this office report.

Dated this the 28th day of February , 2014.

Copy to :- Mr. Rohit Kumar Singh, Adv.

ASSISTANT REGISTRAR

ASSISTANT REGISTRAR

ckm