

i»¿SECTION-III  
IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

PETITIONS FOR SPECIAL LEAVE TO APPEAL (C) NOS. 20359-20388,20389,20392,20393,26072  
AND 28959OF 2011 AND 5162-5167 OF 2012  
WITH  
PRAYER FOR INTERIM RELIEF

COMMISSIONER OF CENT. EXCISE CHANDIGARH-I ...PETITIONER

-VERSUS-

LALIT STEEL & AGRO INDUSTRIES & ORS. ETC ETC ...RESPONDENTS

OFFICE REPORT

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NOS. 20359-20388,20389,20392, AND 20393 OF  
2011

The matters above-mentioned were listed before the Hon'ble Court on 8th  
July,2011, when the court was please to pass the following order:-  
â€œIssue notice on applications seeking condonation of delay as well as in the  
Special Leave Petitionsâ€

Service position of notice in each of the SLP is as under

SLP (C) NOS. 20359-20388/11

Accordingly, show cause notice was issued to all the 25 respondents on 1st  
September,2011 ,by Registered A.D. Post and the service position of notice in each  
of the respondent is as under

Sr.No.

SLP Â© No.

Respondent

Advocate

A.D. Card

1

20359/2011

Sole

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Served through Publication.

2

20360/2011

Sole

Rep. through Advocate, Counter Affidavit has not filed.

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3

20361/2011

Sole

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Served through Dasti Notice.

-2-

4

20362/2011

Sole

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--do--

5  
20363/2011  
Sole  
--  
--do--  
6  
20364/2011  
Sole  
--  
--do--  
7  
20365/2011  
Sole  
--  
--do--  
8  
20366/2011  
Sole  
--  
--do--  
9  
20367/2011  
Sole  
--  
--do--  
10  
20368/2011  
Sole  
Rep. through Advocate, Counter Affidavit has not filed.  
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11  
20369/2011  
Sole  
--  
Served through Dasti Notice.  
12  
20370/2011  
Sole  
--  
--do--  
13  
20371/2011  
Sole  
--  
--do--  
14  
20372/2011  
Sole  
Rep. through Advocate, Counter Affidavit has not filed.  
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15  
20373/2011  
Sole  
--  
Served through Dasti Notice.  
16  
20374/2011  
Sole  
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--do--

17  
20375/2011  
Sole

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--do--

18  
20376/2011  
Sole

--

--do--

19  
20377/2011  
Sole

Rep. through Advocate, Counter Affidavit has not filed.

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20  
20378/2011  
Sole

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Served through Publication.

21  
20379/2011  
Sole

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Served through Dasti Notice.

22  
20380/2011  
Sole

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--do--

23  
20381/2011  
Sole

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--do--

24  
20382/2011  
Sole

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--do--

25  
20383/2011  
Sole

Rep. through Advocate, Counter Affidavit has not filed.

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26  
20384/2011  
Sole

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Served through Dasti Notice.

27  
20385/2011  
Sole

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--do--

28  
20386/2011  
Sole

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--do--

29

20387/2011

Sole

Rep. through Advocate, Counter Affidavit has not filed.

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30

20388/2011

Sole

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Served through Dasti Notice.

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SLP (C) NOS. 20389/11

Show cause notice was issued to the sole respondent on 10th August, 2011 by Registered A.D. Post. Mr. Subhasish Bhowmick has on 8th November, 2011 filed Vakalatnama/Appearence on behalf of the sole respondent but has not filed counter affidavit so far.

SLP (C) NOS. 20392/11

Show cause notice was issued to the sole respondent on 10th August, 2011 by Registered A.D. Post.

The office report regarding service position was listed before the Court of Ld. Registrar and on 8th November, 2011 dasti notice was issued to the counsel for the petitioner for effecting service of notice on the sole respondent and he has on 1st November, 2011 filed affidavit along with proof of service which shows that the notice has been served on the sole respondent on 15th October, 2012 but no one has filed Vakalatnama/Appearence so far. Service is complete.

SLP (C) NOS. 20393/1

Show cause notice was issued to the sole respondent through Registered A.D. Post. Neither A.D. Card nor unserved cover containing the said notice has been received back from the sole respondent.

It is submitted that as per the order of the Ld. Registrar dated 8th November, 2011 dasti notice was issued to the counsel for the petitioner for effecting service of notice on the sole respondent with a request to file affidavit of dasti service along with proof of service. The counsel has on 1st November, 2011 filed affidavit of dasti service stating that dasti notice could not be delivered to the respondent since respondent could not be located.

The office report on default in this regard was listed before the Hon'ble Judge in Chamber when His Lordship was pleased to pass the following order:-  
â€œIssue fresh notice to the respondent returnable in six weeks. Dasti, as well.â€

It is submitted that the counsel for the petitioner has not filed process fee along with copy of SLP. Hence show cause notice as well as dasti notice could not be issued so far.

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SLP (C) NOS. 26072/11

Pursuant to Court's order dated 9th September, 2011 show cause notice was issued to the sole respondent through Registered A.D. Post on 22th September, 2011. Neither A.D. Card nor unserved cover containing the said notice has been received back from the sole respondent so far.

It is submitted that as per the order of the Ld. Registrar dated 8th November, 2011 dasti notice was issued to the counsel for the petitioner for effecting service of notice on the sole respondent. The counsel has on 1st November, 2012 filed affidavit of dasti service along with proof of service which shows that the notice has been served on the sole respondent on 15th October, 2012

but no one has filed Vakalatnama/Appearance so far. Service is complete.

SLP (C) NOS. 28959/11

Pursuant to Court's order dated 10th October, 2011 show cause notice was issued to the sole respondent through Registered A.D. Post. Neither A.D. Card nor unserved cover containing the said notice has been received back from the sole respondent so far.

As per the order of the Ld. Registrar dated 8th November, 2011 dasti notice was issued to the counsel for the petitioner for effecting service of notice on the sole respondent. The counsel has on 1st November, 2012 filed affidavit of dasti service along with proof of service which shows that the notice has been served on the sole respondent on 31st August, 2012 but no one has filed Vakalatnama/Appearance so far. Service is complete.

SLP (C) NOS. 5162-5167/12

Pursuant to Court's order dated 3rd February, 2012 show cause notice was issued to all the Six respondents through Registered A.D. Post on 14th February, 2012. A.D. cards duly signed have been received back from Respondent Nos. 1, 2, 3, 5 & 6, but no one has filed Vakalat/Appearance on behalf of them.

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It is submitted that as per the order of the Ld. Registrar dated 19th July, 2012 dasti notice was issued to the counsel for the petitioner for effecting service of notice on the unserved respondent No. 4. The counsel has on 15th October, 2012 filed affidavit of dasti service along with proof of service which shows that the notice has been served on the said respondent on 4th October, 2012 but no one has filed Vakalatnama/Appearance so far. Service is complete.

The matters above-mentioned are listed before the Hon'ble Court for orders.  
Dated this the 25th day of October, 2013.

ASSISTANT REGISTRAR

Copy to:

1.MR. B.K. PRASAD, ADVOCATE  
CENTRAL AGENCY SECTION

2.MR. SUBHASISH BHOWMICK, ADVOCATE  
126, LAWYERS CHAMBER

ASSISTANT REGISTRAR