

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NOS. 21596 AND 21600 OF 2011
AND
INTERLOCUTORY APPLICATION NO. 1
(Application for Condonation of Delay in filing the SLPs)
WITH
PRAYER FOR INTERIM RELIEF

The Excise & Taxation Commissioner, Haryana, Etc.Petitioners

-Versus-

M/s. Print-O-Pack, Etc.Respondents

OFFICE REPORT

The matters above-mentioned were listed before the Hon'ble Court on 1st August, 2011, when the Court was pleased to pass the following order:-

“Issue notice in the applications seeking condonation of delay as well as in the special leave petitions.

We direct that if the refunds have not been granted so far, refund orders shall not be issued without the leave of this Court.”

Accordingly, show cause notice was issued to sole respondent in both the matters. M/s. Nikhil Jain and Adarsh Upadhyay, Advocates have filed Vakalatnama/Appearance on behalf of sole respondent in S.L.P. © No. 21956 and 21600 of 2011 respectively.

Thereafter, office report with regard to not filing of Counter Affidavit was listed before the Registrar Court from time to time and lastly the matters were listed on 9th January, 2012, when the following order was passed:-

“In SLP © No. 21596/11 sole respondent has filed counter affidavit. List the matter before the Hon'ble Court as per rules.

In SLP © No. 21600/11 the sole respondent has not filed counter affidavit in spite of last chance granted. Hence, place the matter before the Hon'ble Court as per rules.”

It is submitted that Mr. Nikhil Jain, Advocate has filed Counter Affidavit in S.L.P. © No. 21596 of 2011 and copy of the same has been included in the paper books.

It is further submitted that connected S.L.P. (C) No. 21602 of 2011 has been dismissed for non-prosecution vide Hon'ble Chamber's Judge order dated 21st August, 2014.

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

Dated this the 16th day of February, 2016.

ASSISTANT REGISTRAR

Copy to:-

1. Mr. Naresh Bakshi, Advocate
120, M.C. Setalvad Block.
2. Mr. Nikhil Jain, Advocate
Chamber No. 18.
3. Mr. Adarsh Upadhyay, Advocate
12, Lawyer's Chamber.

ASSISTANT REGISTRAR

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