

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

BEFORE THE REGISTRAR S.G. SHAH

Petition(s) for Special Leave to Appeal (Civil) No(s).12862-12863/2008

M/S JAIN UDYOG ETC.ETC.

Petitioner(s)

VERSUS

GOA FOUNDATION & ORS.ETC.ETC.

Respondent(s)

(With prayer for interim relief)

WITH SLP(C) NO. 13256 of 2008

(With prayer for interim relief and office report)

Date: 12/12/2008 These Petitions were called on for hearing today.

For Petitioner(s) Mr. Alok K. Aggarwal,Adv.
Ms. Garima Prashad,Adv.

For Respondent(s) Mr. Bhavanishankar V. Gadnis,Adv.
Mrs.B.Sunita Rao,Adv.

Mr. A. Raghunath ,Adv

Ms. Anitha Shenoy ,Adv

Ms. A. Subhashini,Adv.

UPON hearing counsel the Court made the following
ORDER

Learned counsel Mr. Prashant Kumar appearing for M/s.
AP & J. Chambers,Advocates for the respondents in
SLP(C)No.13256/2008 is pressing to list the matter before the
Hon'ble Court stating that petitioners are not paying process fee
for serving unserved respondents since interim order is in their
favour. It is pointed out in the office report dated 11.12.2008
that petitioners have not filed process fee and spare copies so
show cause notice could not be issued.

On verification of the Hon'ble Court's order dated
16.5.2008 it is found that all the matters were taken

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up on the same date when Hon'ble Court's order to issue
notice with interim stay of the impugned order was granted.
Thereafter matter was listed first time on 3.10.2008, when
because of non service upon some of the respondents this court
passed an order to issue fresh notice to unserved respondents by
registered post A.D. with additional dasti service. Thereafter on
21.11.2008 when again Registry has not forwarded the file to
this court, there was an order to list the matter on today with
file with permission to the respondent to file counter affidavit.

Today learned counsel for Goa Pollution Board being
respondent No.2 in SLP(C)Nos. 12862-12863/2008 and
respondent No.1 in SLP(C)No.13256/2008 wants two weeks
time to file counter affidavit. Similarly respondent No.1 in the
first SLP Goa Foundation wants two weeks time to file counter
affidavit. Considering that time to file counter affidavit was
granted only once, it is necessary to grant some time to file
counter affidavit.

Petitioner has to file process fee within three days. Office is
directed to issue notice immediately thereafter. Served
respondents may file counter affidavit.

List the matter on 12.1.2009.

(S.G.SHAH)
Registrar