

SECTION IVB

Listed on.01.09.2016

Court No.10

IN THE SUPREME COURT OF INDIA Item No.4
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL) NOS. 20511 OF
2008, 25289 And 30577-80 OF 2015

WITH PRAYER FOR INTERIM RELIEF

AND

INTERLOCUTORY APPLICATION NO.....(Unregd.)

(Application for substitution and exemption from filing
official translation in respect of deceased Respondent
No. 2 in SLP (C) No. 30577 of 2015)

M/s. Ansal Properties & Infrast. Ltd. ...Petitioner(s)
Versus
State of Haryana & Ors. ...Respondent(s)

OFFICE REPORT

SLP (C) No. 20511/2008

The matter above mentioned was listed before the
Hon'ble Court on 05.01.2016 alongwith connected matter,
when the Court was pleased to pass the following order :-

" We find that these cases are already
listed on 29th March, 2016.
Post the matters accordingly."

It is submitted that pursuant to the order dated
30.03.2015 counsel for State has on 22.04.2015 filed
written submissions and the same has already included in
the paper books.

Service of show cause notice is complete.

SLP (C) No. 25289/2015

The matter above mentioned was listed lastly
alongwith connected matters before the Hon'ble Court on
29.03.2016 with office report dated 28.03.2016, when the
Court was pleased to pass the following order :-

" The learned counsel for the petitioner
seeks two more weeks' time to file a chart as
directed by this Court on 14.10.2015.

The time, as prayed for, is granted.

The chart shall clearly indicate as to the date of taking possession and the mode of taking possession of each item of the property, if at all they have taken possession.

It shall also be indicated in the chart the mode of payment or deposit of compensation of each item.

A copy of the chart shall be furnished to the respondent on or before 10.04.2016.

In case the chart is not filed on or before 10.04.2016, it shall be presumed that they have not taken physical possession of the property and the officers responsible for not filing the chart shall be personally made liable for the consequences.

Post on 12.04.2016 on top of the list.

In the batch, the cases shall be serially numbered while listing.

Delay condoned and issue notice in all the fresh matters returnable on 12.04.2016.

List all the matters on 12.04.2016."

It is submitted that no counter affidavit has been filed on behalf of Respondent Nos. 1, 2, 4, 7, 8 and 11-14 so far.

It is further submitted that as per Tracking report, Respondent Nos. 3, 5, 6, 9, 15 and 16 have been served. But no one has filed appearance on their behalf so far. As per Tracking report, there was Postal remarks 'Bag is opened' in respect of Respondent No. 10.

Service of show cause notice is incomplete in respect of Respondent No. 10.

SLP (C) Nos. 30577-80/2015

The matters above mentioned were listed lastly alongwith connected matters before the Hon'ble Court on 29.03.2016, when the Court was pleased to pass the following order :-

" The learned counsel for the petitioner seeks two more weeks' time to file a chart as directed by this Court on 14.10.2015.

The time, as prayed for, is granted.

The chart shall clearly indicate as to the date of taking possession and the mode of taking possession of each item of the property, if at all they have taken possession.

It shall also be indicated in the chart the mode of payment or deposit of compensation of each item.

A copy of the chart shall be furnished to the respondent on or before 10.04.2016.

In case the chart is not filed on or before 10.04.2016, it shall be presumed that they have not taken physical possession of the property and the officers responsible for not filing the chart shall be personally made liable for the consequences.

Post on 12.04.2016 on top of the list.

In the batch, the cases shall be serially numbered while listing.

Delay condoned and issue notice in all the fresh matters returnable on 12.04.2016.

List all the matters on 12.04.2016."

It is submitted that M/s. Narain & Co. Advocates for Respondent Nos. 4 to 5 in SLP (C) No. 30577 of 2015 has not filed counter affidavit so far. Mr. Ankur Mittal, Advocate has filed Vakalatnama on behalf of Respondent No. 6 in SLP (C) No. 30578 of 2015 and Vakalatnama is executed by Satinder Singh. But the same is not found the Cause Title of SLP as there is sole respondent in SLP (C) No. 30578 of 2015.

It is further submitted that M/s. S. Narain and Co., Advocate has on 31.03.2016 filed an application for substitution with an application for exemption from filing official translation in respect of deceased Respondent No. 2 viz Raj Kalan in SLP (C) No. 30577 of 2015. The counsel has also filed Vakalatnama on behalf of legal heirs of deceased Respondent No. 2. But the applications above-mentioned are defective for certain reasons. A letter was issued to the counsel in the regard. But counsel has not cured he defects so far.

However, the applications above-mentioned have been included in the SLP paper books.

It is further submitted that AD Card duly signed has been received from Respondent No. 3 in SLP (C) No. 30577 of 2015 and sole respondent in SLP (C) No. 30578 of 2015. But no one has entered appearance on their behalf so far. Neither AD Cards nor unserved covers containing notice have been received back from Respondent No. 1 in SLP (C) No. 30577 of 2015, sole respondent in SLP (C) Nos. 30579 of 2015 and Respondent Nos. 1 to 4 in SLP (C) No. 30580 of 2015.

Service of show cause notice is incomplete.

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

Dated this the 31st day of August, 2016.

ASSISTANT REGISTRAR

Copy to :-Mr. Sanjay Jain, Adv.
Mr. Sanjay Kr. Visen, Adv.
Mr. U.S. Prasad, Adv.

ASSISTANT REGISTRAR

Com1/Mty