

SECTION IV B

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

Listed on 02.05.2014
Court No.7
Item No.34

PETITION FOR SPECIAL LEAVE TO APPEAL(C)NO.30731 OF 2012, 21489 of 2013, 23698 of 2013 and 25215 of 2013.

WITH PRAYER FOR INTERIM RELIEF

Union of India Etc ...Petitioner(s)
Versus

Atma Singh & Ors. Etc ...Respondent(s)

OFFICE REPORT

SLP No. 30731 of 2012

The matter above mentioned was listed before the Hon'ble Court on 26.09.2012, when the following order was passed:-

"Delay condoned.

Issue notice.

Tag with SLP(C) No.5942/2010."

It is submitted that Show Cause Notice was issued to all the 8 Respondents through Registered A.D. on 24.11.2012. Respondent Nos. 1,4 to 6 have sent their Caveat and Counter Affidavit by Post stating therein that their appearance may be exempted to appear before the Court due to old age. (Copies of the counter affidavit are being circulated to the Hon'ble Court). Respondents Nos. 2 and 3 ordered to proceed ex parte vide Ld. Registrar order dated 15.07.2013. Respondent Nos. 7 and 8 have been served by District Court but no one has entered appearance.

Service is complete.

The matter above mentioned was listed before the Ld. Registrar's Court on 15.07.2013, when the following order was passed:-

"Respondent Nos. 1 and 4 to 6 in person have already filed counter affidavit on record.

Similarly, respondent Nos. 2 and 3 appeared in person on the last date and had undertaken to take necessary steps but it appears that there is default on their part. They are ordered to proceed ex parte.

Respondent Nos. 7 and 8 are reported to be duly

served but none appeared nor any steps taken on their behalf.

No further steps required to be taken in the matter. It be processed for listing before the Hon'ble Court as per rules."

SLP No. 21489 of 2013

The matter above mentioned was listed before the Hon'ble Court on 05.07.2013 when the Court was pleased to pass the following order :-

"Delay condoned.

Issue notice.

Tag with S.L.P.(C) No. 30731 of 2012."

It is submitted that Show Cause Notice was issued to all the 8 Respondents through Registered AD on 19.07.2013. Respondent Nos. 2,5 & 6 have sent Counter Affidavit by Post and Respondent No. 4 have sent appearance by Post stating therein that they are old person and due to old age they are not able to attend the Court. Copies of the counter affidavit are being circulated to the Hon'ble Court). Neither A.D. Cards nor unserved covers containing notice have been received back from respondent no. 1,3,7,8 so far.

Service is not complete.

SLP No. 23698 of 2013

Pursuant to Hon'ble Court's order dated 05.07.2013 Show Cause Notice was issued on 08.08.2013 to all the four respondents through Registered A.D. Post. A.D. Card duly signed has been received back in respect of Respondent No. 4 but no one has entered appearance so far. Neither A.D. Cards nor unserved covers containing notice have been received back in respect of Respondent Nos. 1 to 3 so far.

Service of show cause notice is not complete on Respondent Nos. 1 to 3.

SLP No. 25215 of 2013

Pursuant to Hon'ble Court's order dated 05.08.2013 Show Cause Notice was issued on 25.09.2013 to all the four respondents through Registered A.D. Post. A.D. Card duly signed has been received back in respect of Respondent No. 2. Neither A.D. Card nor unserved covers containing notice have been received back in respect of Respondent Nos. 1,3 and 4 so far.

It is further submitted that Ms. Indira, Respondent No.2 has sent a Caveat and Counter Affidavit on 09.10.2013 by Post. In the Caveat petition she has stated that due to old age, she is not in a position to appear in person and may kindly be exempted from personal appearance. However, copy of Counter Affidavit is being circulated before Hon'ble Court.

Service of show cause notice is not complete on Respondent Nos. 1, 3 and 4.

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

Dated this the 30th day of April, 2014.

ASSISTANT REGISTRAR

som2/jk