

LISTED ON : 16-2-2015

COURT NO. : 3

ITEM NO. : 203

SECTION XII-A  
IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

**PETITION FOR SPECIAL LEAVE TO APPEAL(C)Nos. 32409-32410 OF 2014.**

WITH  
PRAYER FOR INTERIM RELIEF  
AND  
**INTERLOCUTORY APPLICATION NOS. 1-2**  
(Application for vacating stay)

M/S. SHEETAL REFINERIES LTD.

...PETITIONER

-VERSUS-

THE RBI & ANR ETC.

...RESPONDENTS

**OFFICE REPORT**

The matters above-mentioned were listed before the Hon'ble Court on 28<sup>th</sup> November, 2014, when the Hon'ble Court was pleased to pass the following order :

“Issue notice, returnable on 27.01.2015.

In the meantime, Ad-interim relief, as prayed for in the Special Leave Petition (at Page Nos. 38-39), is granted viz :-

- 1) The operation and implementation of the impugned Judgment is stayed.
- 2) The order of the DRT dated 19.12.2013 is stayed.
- 3) The operation of the possession notice under Section 13(4) of the SARFAESI Act dated 04.11.2013 is stayed.
- 4) No coercive steps be taken against the petitioner.
- 5) The BIFR is permitted to render its order in Reference No. 13/2013 and place the same before this Court”

Subsequently, the matters above-mentioned were listed before the Hon'ble Court on 27<sup>th</sup> January, 2015, when the Hon'ble Court was pleased to pass the following order :

“Rejoinder affidavit may be filed within two weeks from today.

List the matters on 16th February, 2015, along with SLP(C)No.18100 of 2013.

In the meantime, the order, if any, which might be

passed by the BIFR, shall be subject to the final order to be passed in these special leave petitions.”

It is submitted to the Hon'ble Court that show cause notice was issued on 16<sup>th</sup> December, to the Respondents. There are two Respondents in SLP(C) No. 32409 of 2014 and sole Respondent in SLP(C) No. 32410 of 2014. Mr. A.V. Rangam, Advocate has filed Vakalatnama/appearance on behalf of Respondent No. 2 in SLP(C) No. 32409 of 2014 and sole Respondent in SLP(C) No. 32410 of 2014. A period of more than thirty days has already elapsed from the date of issue of the notice by registered post, but neither AD card nor unserved registered cover has been received from Respondent No.1 in SLP(C) No. 32409 of 2014.

It is further submitted that Mr. A.V. Rangam, Counsel for the Respondent No. 2 in SLP(C) No. 32409 of 2014 and sole Respondent in SLP(C) No. 32410 of 2014 has on 22<sup>nd</sup> January, 2015 filed counter affidavit and the same has been included in SLP paper books. He has also filed an application for vacation of ad-interim exparte order dated 28<sup>th</sup> November, 2014. The same are registered as I.A. Nos. 1-2 and has been included in SLP paper books.

Service is incomplete on Respondent No.1 in SLP(C) No. 32409 of 2014

It is submitted to the Hon'ble Court that Counsel for the petitioner has on 12<sup>th</sup> February, 2015 filed rejoinder affidavit on behalf of petitioner. The same is circulated herewith for kind perusal of Hon'ble Court.

The aforesaid matter is listed before the Hon'ble Court with this office report.

Dated this the 13<sup>th</sup> day of February, 2015.

ASSISTANT REGISTRAR

Copy to:-

1. Mr. Sushil Balwada, Advocate  
430, New Lawyers Chambers
2. Mr. A.V. Rangam, Advocate  
38, Lawyer's Chamber

ASSISTANT REGISTRAR