

SECTION XVI

LISTED ON: 28.10.2015

COURT NO.: R-2

ITEM NO. : 64

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NOS. 33014-15 of 2014

(With Prayer for Interim Relief)

ACHINTYA KUMAR MAJEE

...PETITIONER

Versus

OFFICIAL LIQUIDATOR OF

M/S ANANTPUR TEXTILE LTD & ORS. ETC.

...RESPONDENTS

OFFICE REPORT

The matters above-mentioned were listed before the Ld. Registrar's Court on 11.08.2015 when the Ld. Registrar was pleased to pass the following order:

"SLP(C) No. 33014/2014

Ld.counsel for the respondent No.1 and the Ld.counsel for the respondent No.2 seek and are given four weeks time as last chance to file the counter affidavit. Service of notice is complete on the respondent Nos.17-19, but no one has entered appearance on their behalf.

Fresh steps for the service of notice by usual mode to the other unserved respondents shall be taken by the Ld.counsel for the petitioner within a period of three weeks. Dasti in addition is permitted to be served.

SLP(C) No. 33015/2014

Ld.counsel for the respondent Nos.1-9, 11-14 and 18 seek and are given four weeks time to file the counter affidavit.

Ld.counsel for the respondent No.17 has stated that the copies of the pleadings have not been provided to him by the petitioner. Ld.counsel for the petitioner shall provide the copies of the pleadings to the Ld.counsel within a week's time and file proof. Ld.counsel shall file the counter affidavit within a period of four weeks thereafter. Service of notice is complete on the respondent Nos.10,15,16 & 33-35, but no one has entered appearance on their behalf.

Fresh steps for the service of notice by usual

mode to the unserved respondent Nos.19-32 & 36-41 shall be taken by the Ld.counsel for the petitioner within a period of three weeks. Dasti in addition is permitted to be served.

List the matter again on 28.10.2015."

It is submitted that the counsel for the petitioner has on 17.10.2015 filed spare copies of SLP for issuing fresh notice to unserved respondent nos.3-16 and 20-25 in SLP(C) 33014/2014 and respondent nos.19-32 and 36-41 in SLP(C) 33015/2014 which are barred by time by 46 days and no application for condonation of delay has been filed. Hence, notice to above unserved respondents could not be issued so far.

It is further submitted that appearing respondents have not filed their counter-affidavit so far. The counsel for the petitioner has also not filed proof of service of pleadings.

The matters are listed before the Ld. Registrar's Court with this Office Report.

Dated this the 26th day of October, 2015.

ASSISTANT REGISTRAR

Copy to: Mr. V. Ramasubramaniam, Advocate
Mr. Avijit Bhattacharjee, Advocate
Mr. SS Nehra, Advocate
Dr. IB Gaur, Advocate

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ASSISTANT REGISTRAR