

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

SECTION XVI-A
Listed on : 10.04.2017
Court No. : 3
Item No.:- 53

PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) NOS. 13607-13610 OF 2016

WITH
PRAYER FOR INTERIM RELIEF

WITH
INTELOCUTORY APPLICATION NOS. 1-4 OF 2017
(Application for directions)

ASHOK KUMAR AND ORS. ETC. ETC.

...Petitioners

VERSUS

STATE OF JAMMU AND KASHMIR & ORS.

...Respondents

OFFICE REPORT

The matters above mentioned were listed before the Hon'ble Court on 13th May, 2016 when the Hon'ble Court was pleased to pass the following Order:-

"Issue notice.

Some of the respondents have entered appearance on caveat.

Mr. Anupam Raina, Adv. appears on behalf of respondent No. 2 and accepts notice.

Notice shall issue to the remaining respondents. Counter affidavit by the respondents be filed within six weeks.

Rejoinder, if any, be filed within four weeks thereafter.

Post after the pleadings are complete.

There shall be interim stay of the impugned order passed by the High Court. "

Accordingly notice was issued to Respondent No. 2 in SLP(C) No. 13607, 13608, 13609, 13610 of 2016 through Mr. Anupam Raina, Advocate to Respondent No. 4, 6 & 7 in SLP(C) No. 13607 of 2016 through caveator advocate Mr. R.P. Gupta and to the remaining respondent through registered A.D. post on 25th May, 2016 and to Respondent No. 3 in SLP(C) No. 13608 of 2016, Respondent No. 3 & 4 in SLP(C) No. 13609 of 2016 and Respondent No. 3 to 10 in SLP(C) No. 13610 of 2016 through registered A.D. post on 2nd December, 2016 as well as dasti on 1st December, 2016 pursuant to Ld. Registrar's Court's Order dated 18th November, 2016.

Contd...2/-

Service position in the matters is as follows:-

SLP(C) NO. 13607 OF 2016

There are 7 respondents in the matter.

Respondent Nos. 1, 2 and 3-7 are represented by Mr. M. Shoeb Alam, Mr. Anupam Raina, and Mr. D. Mahesh Babu, Advocates respectively but they have not filed Counter Affidavit on their behalf so far.

SLP(C) NO. 13608 OF 2016

There are 4 respondents in the matter.

Respondent Nos. 1, 2 & 3, 4 are represented by Mr. M. Shoeb Alam, Mr. Anupam Raina and Mr. D. Mahesh Babu, Advocates respectively but they have not filed Counter Affidavit on their behalf so far.

SLP(C) NO. 13609 OF 2016

There are 4 respondents in the matter.

Respondent No. 1 & 2 are represented by Mr. M. Shoeb Alam and Mr. Anupam Raina, Advocates respectively but they have not filed Counter Affidavit on their behalf so far.

It is submitted that Counsel for the petitioner has on 16th January, 2017 filed affidavit alongwith proof of dasti service on respondent nos. 3 & 4 that notice has been served upon them but no one has entered appearance on their behalf so far.

SLP(C) NO. 13610 OF 2016

There are 10 respondents in the matter.

Respondent Nos. 1 & 2 are represented by Mr. M. Shoeb Alam and Mr. Anupam Raina, Advocates respectively but they have not filed Counter Affidavit on their behalf so far.

It is submitted that the Counsel for the petitioner has on 16th January, 2017 filed affidavit alongwith proof of dasti service on respondent nos. 3, 4, 5, 6, 7, 9 and 10 that notice has been served upon them but no one has entered appearance on their behalf so far.

It is further submitted that service of notice is complete on Respondent No. 8 through track report but no one has entered appearance on their behalf so far.

Thereafter, the matter above mentioned was listed before the Hon'ble Court on 17th February, 2017 when the Hon'ble Court was pleased to pass the following Order:-

“In view of the letter circulated by learned counsel for the respondent-State seeking adjournment, the matter is adjourned for four weeks.”

It is submitted that Ms. Purnima Bhat Kak, Counsel for the petitioner has on 21st March, 2017 filed an application for directions after serving its copy on the other side which has been registered as Interlocutory Application No. 1 of 2017. Copy of the same is being circulated herewith for the kind perusal of the Hon'ble Court.

Service of notice is complete on all the respondents in all the four matters.

The matters alongwith applications above mentioned are listed before the Hon'ble Court with this Office Report.

Dated this the 7th Day of April, 2017.

ASSISTANT REGISTRAR

Copy to

Ms. Purnima Bhat Kak, Advocate
Mr. R.P. Gupta, Advocate
Mr. M. Shoeb Alam, Advocate
Mr. D. Mahesh Babu, Advocate
Mr. Anupam Raina, Advocate

ASSISTANT REGISTRAR

Rm