

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NOS. 13390, 33108, 39486, 39487, 39489, 39492, 39494, 39497 OF 2013, 2481, 2939, 2940, 2943, 2944, 2945, 2949, 2950 OF 2014, 25461, 25462, 25468, 25469, 24548, 26814 OF 2015 AND 6163 OF 2016

WITH
PRAYER FOR INTERIM RELIEF

Asst. Commr.(CT-II) & Ors.

.....Petitioners

-Versus-

Bharati Airtel Ltd. & Ors.

.....Respondents

OFFICE REPORT

The office report was listed before the Ld. Registrar's Court on 10th March, 2016, when the following order was passed:-

“In all the matters mentioned above, Ld. Counsel for the petitioners have failed to take fresh steps in respect of the unserved respondents in spite of last chance granted. Viewed in that context, these matters shall be processed for listing before the Hon'ble Judge in Chambers for further directions. Await orders and list thereafter.”

It is submitted that counsel for the petitioners has not taken fresh steps regarding serving notice on the unserved respondents.

Thereafter, the office report on default was listed before the Hon'ble Judge in Chamber on 29th April, 2016, when His Lordship was pleased to pass the following order:-

“Learned counsel for the Petitioners is granted six weeks' time, as a last chance, to take fresh steps in respect of the unserved respondents.”

S.L.P. © No. 13390 AND 33108 of 2013

It is submitted that show cause notice was issued to unserved respondents by registered A.D. Post on 14th June, 2016. Service of notice is awaited.

S.L.P. © No. 39489 of 2013

It is submitted that show cause notice was issued to unserved respondent No. 2 by registered A.D. Post on 17th June, 2016. Service of notice is awaited.

S.L.P. © No. 39487, 39492, 39494, 39497 OF 2013

It is submitted that show cause notice was issued to unserved respondents by registered A.D. Post on 1st July, 2016. Service of notice is awaited.

S.L.P. © No. 39486 of 2013

It is submitted that counsel for the petitioner has not filed spare copies of SLP. Hence, show cause notice could not be issued to unserved respondents.

S.L.P. © No. 2481, 2940, 2943, 2944, 2945, 2950 OF 2014

It is submitted that show cause notice was issued to unserved respondents by registered A.D. Post on 14th June, 2016 in all the matters. Service of notice is awaited.

S.L.P. © No. 2939 AND 2949 OF 2014

It is submitted that show cause notice was issued to unserved common respondent Nos. 2 and 3 by special messenger on 16th June, 2016 and the said notice has been delivered on R. No. 3 on 21st June, 2016. Service of notice is complete of R.No. 3. Service of notice is awaited of R.No. 2.

SLP (CIVIL) NOS. 25461, 25462, 25468, 25469 OF 2015

The matters above-mentioned were listed before the Hon'ble Court on 28th August, 2015 when the Hon'ble Court was pleased to pass the following order:-

“Issue notice on applications for condonation of delay in filing special leave petitions as well as on the special leave petitions by speed post. Tag with S.L.P. © Nos. 16551-16555 of 2012.”

SLP © NO. 25461 OF 2015

Accordingly, show cause notice was issued to sole Respondent through Mr. E.C. Agrawala, Advocate/Caveator but he has not filed counter affidavit on behalf of the sole Respondent so far.

SLP (CIVIL) NO. 25462 OF 2015

Accordingly, show cause notice was issued to Respondent No. 1 through Mr. Shardul S. Shroff, Advocate/Caveator but he has not filed Counter Affidavti so far and to Respondent No. 2 through Speed Post on 8th October, 2015 and Tracking Report of the Postal Department is not reflecting the delivery report.

It is submitted that a copy of the show cause notice was also sent to Mr. B.K. Prasad, Advocate (Standing Counsel for the Union of India - Respondent No.2) but he has not filed Vakalatnama/Appearance on behalf of Union of India -Respondent No. 2 so far.

SLP © NO. 25468 OF 2015

Accordingly, show cause notice was issued to Respondent No. 1 through Mr. Punit Dutt Tyagi, Advocate/Caveator but he has not filed Counter Affidavit so far and to Respondent No. 2 and 3 through Speed Post on 8th October, 2015. Tracking Report of the Postal Department shows that show cause notice has been delivered to Respondent No.3 on 12th October, 2015 and Tracking Report in respect of Respondent No. 2 is not available.

SLP © NO. 25469 OF 2015

Accordingly, show cause notice was issued to all the three Respondents through Speed Post on 8th October, 2015. Tracking Report of the Postal Department shows that show cause notice has been delivered to Respondent No. 1 on 13th October, 2015 and to Respondent Nos. 2 and 3 on 12th October, 2015 but no one has filed Vakalatnama/Appearance on their behalf so far.

SLP © NO. 24548 OF 2015

The matter above-mentioned was listed before the Hon'ble Court on 21st August, 2015 when the Hon'ble Court was pleased to pass the following order:-

Delay condoned.

Notice.

Tag with Special Leave Petition (Civil) Nos. 16551-16555 of 2012.”

Accordingly, show cause notice was issued to Respondent No.1 through Mr. E.C Agrawala, Advocate/Caveator but he has not filed Counter Affidavit on behalf of Respondent No. 1 and to Respondent No. 2 on 11th September, 2015 through Registered A.D. Post. Mr. B.K. Prasad, Advocate has on 10th December, 2015 filed Vakalatnama/Appearance on behalf of respondent No. 2 but has not filed Counter affidavit so far. Counsel for respondent No. 1 has not filed Counter Affidavit so far.

SLP © NO. 26814 OF 2015

The matter above-mentioned was listed before the Hon'ble Court on 14th September, 2015 when the Hon'ble Court was pleased to pass the following order:-

Delay condoned.

Notice.

Tag with Special Leave Petition (Civil) Nos. 16551-16555 of 2012.”

Accordingly, show cause notice was issued to sole Respondent through Registered A.D. Post on 1st October, 2015. Neither A.D. Card nor unserved cover containing the show cause notice has been received back from the said sole Respondent so far.

S.L.P. © No. 6163 OF 2016

The matter was listed before the Hon'ble Court on 29th February, 2016, when the Court was pleased to pass the following order:-

“Delay condoned.

Issue notice.

Tag with SLP © Nos. 16551-16555 of 2012”

It is submitted that show cause notice was issued to sole respondent through Mr. S.S. Shroff, Advocate who has filed Caveat on behalf of the sole respondent but he has not filed Counter Affidavit so far.

The office report is listed before the Ld. Registrar Court.

Dated this the 4th day of July, 2016.

ASSISTANT REGISTRAR

Copy to :-

1. Mr. Rajiv Tyagi & Associates, Advocate
L-29, Kailash Colony, New Delhi – 48
2. Mr. D. Mahesh Babu,
(Standing Counsel for State of A.P.
Bhawan, 1- Ashoka Road.)
3. Mr. Suresh Shroff & Co., Advocate
216, Amarchand Tower, Okhla
Industrial Estate. Phase -III, New Delhi.
4. Mr. Praveen Kumar, Advocate
230, M.C. Setalvad, Lawyer's Chamber.
5. Mr. E.C. Agrawala, Advocate
6. Mr. Punit Dutt Tyagi, Advocate
7. M/s. Venkat Palwai Law Associates, Advocates
8. Mr. B.K. Prasad, Advocate
Central Agency Section.

ASSISTANT REGISTRAR

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