

SECTION IIIA
IN THE SUPREME COURT OF INDIA
CIVIL APPEALATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NOS. 19924, 31162 OF 2012, 32549 OF 2013
AND 974 OF 2014

THE COMMISSIONER OF INCOME TAX

...PETITIONER

VERSUS

MANJULA J. SHAH (D) THROUGH LRS.

...RESPONDENT

OFFICE REPORT

SLP (C) NO. 19924 OF 2012

The matter above-mentioned was listed before the Ld. Registrar's Court on 8th October, 2015, when the following order was passed:-

"Service upon the proposed legal representative No.1 of the deceased sole respondent is complete but none has entered appearance.

Affidavit of service with respect to remaining both the proposed legal representative Nos.2 and 3 of the deceased sole respondent is still awaited. Be filed within four weeks.

List again on 11.1.2016."

It is submitted that Mr. TVS Raghavendra Sreyas, Advocate has filed vakaltnama & memo of appearance on behalf of all the three Lrs of the deceased sole respondent.

It is further submitted that the matter above-mentioned was listed before the Hon'ble Judge in Chamber on 2nd November, 2015 when His Lordship was please to pass the following order:-

"Heard learned counsel for the applicant as well as learned counsel for the proposed Lrs.

Considering the facts and circumstances, delay in filing application for bringing Lrs. on record is condoned and abatement is set aside.

Application for bringing on record the Lrs. of deceased sole respondent is allowed as prayed for.

Amended memo of parties be filed within three weeks."

Service of notice is complete.

SLP (C) NOS. 31162 OF 2012, 32549 OF 2013 AND 974 OF 2014

The matters above mentioned were listed before Ld. Registrar Court on 29th September, 2015, when the following order was passed:-

“SLP(C) NO.34852/2012, 5378, 37038, 36447 of 2013

Sole respondent in all these matters have failed to file counter affidavit despite the effective opportunity and the warning of last opportunity served upon them. Further opportunity is therefore declined.

These petitions are ready to be processed before the Hon'ble Court, however, alongwith connected matters.

SLP(C) NOS. 974/2014, 32549/2013

Ld. Counsel for the petitioner still to take fresh steps to effect service on the respondent within three weeks time. Notice thereafter be issued.

SLP(C) NO.37464/2013

Affidavit as proof of dasti service has not been filed despite effect opportunity already given.

Let the matter be placed before the Hon'ble Judge in Chambers for further directions.

List again on 4.1.2016.

SLP (C) NO. 31162 OF 2012

It is submitted that counsel for Respondent has already filed Counter-affidavit on behalf of sole respondent and the same has been included in Paperbooks.

Service of notice is complete.

SLP (C) NO. 32549 OF 2013 AND 974 OF 2014

It is submitted that counsel for the petitioner has not taken fresh steps for issuance of notice. Hence notice could not be issued.

The matters above-mentioned are listed before the Ld. Registrar's Court for orders.

DATED THIS THE 8TH DAY OF JANUARY, 2016

ASSISSTANT REGISTRAR

Copy to:

Mrs. Anil Katiyar, Advocate

Mr. TVS Raghavendra Sreyas, Advocate

ASSISSTANT REGISTRAR