

LISTED ON : 18.11.2014
COURT NO. :
ITEM NO. :

SECTION-IX
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITIONS FOR SPECIAL LEAVE TO APPEAL (CIVIL) NOS. 31222-31223 OF 2009
WITH PRAYER FOR INTERM RELIEF

EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION ...PETITIONER

-VERSUS-

DINKAR AND OTHERS

...RESPONDENTS

OFFICE REPORT

The matters above mentioned were listed before the Hon'ble Court on 09th November, 2009, when the Court was pleased to pass the following Order:-

“ Issue notice on the application for condonation of delay as also on the Special Leave Petitions.”

Thereafter, the matters above mentioned were again listed before the Hon'ble Court on 03rd July, 2012, when the Court was pleased to pass the following Order:-

“ Heard Mr. B.H. Marlapalle, learned senior counsel for the petitioner.

For the reasons stated in the applications, we are satisfied that the cause shown in the applications for condonation of delay in filing and refiling SLP constitute sufficient cause for filing special leave petitions belatedly.

Accordingly, applications for condonation of delay are allowed. Delay in filing and refiling special leave petitions is condoned.

We record the statement of Mr. B.H. Marlapalle, learned senior counsel for the petitioner, that special leave petitions are confined to the challenge to the order dated September, 25, 2008 passed in Review Application St. No. 17874 of 2008 and the petitioner is not inclined to challenge the main order dated July 24, 2008 passed in Writ Petition No. 2559 of 2008.

List the matter after twelve weeks.”

Contd...2/-

It is submitted for information of the Hon'ble Court that there are thirty nine common respondents in the instant matters. Respondent Nos. 1 to 36 are represented by Mr. Awanish Sinha, Advocate and he has filed common counter affidavit on behalf of the said respondents which has already been included in the paper books. Counsel for the petitioner has filed rejoinder affidavit and the same has already been included in the paper books. Respondent Nos. 37 to 39 are represented by Mr. Aniruddha P. Mayee, Advocate but no counter affidavit has been filed so far.

And lastly the matters above mentioned were again listed before the Hon'ble Court on 11th February, 2014, when the Court was pleased to pass the following Order:

“ List on any Tuesday in the month of March, 2014 before an appropriate Bench.”

Service of notice is complete.

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

Dated this the 17th day of November, 2014.

ASSISTANT REGISTRAR

Copy to:-

Mr. Sudhanshu S. Choudhari, Advocate

Mr. Awanish Sinha, Advocate

Mr. Aniruddha P. Mayee, Advocate

ASSISTANT REGISTRAR