

IN THE SUPREME COURT OF INDIA

Petition(s) for Special Leave to Appeal (Civil) No(s).31222-31223/2009

(From the judgement and order dated 24/07/2008 in WP No. 2559/2008 & RA No. 17874/2008 of The HIGH COURT OF BOMBAY AT AURANGABAD)

EXE.ENG.MINOR IRRIGATION DIVISION

Petitioner(s)

VERSUS

DINKAR & ORS.

Respondent(s)

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, 20028 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/-

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And lastly the matters above mentioned were listed before the Hon'ble Court on 07th December, 2012, when the Court was pleased to pass the following Order:-

" Ms. Asha G. Nair, learned counsel for the respondent nos. 37-39 prays for adjournment.

Mr. Sudhanshu S. Choudhari, learned counsel for the petitioner has no objection.

List the matter after eight weeks."

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 Ms. Asha G. Nair, Advocate but no counter

affidavit has been filed so far.

Service of notice is complete.

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

Dated this the 29th day of August, 2013.

DEPUTY REGISTRAR