

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

BEFORE THE REGISTRAR M.A. SAYEED

Petition(s) for Special Leave to Appeal (Civil) No(s).17701/2012

JAL MAHAL RESORTS P.LTD.

Petitioner(s)

VERSUS

K.P.SHARMA & ORS.

Respondent(s)

(With appln(s) for permission to file synopsis and list of dates, permission to file additional documents and office report)

WITH

SLP(C) NO. 19239 of 2012
(With prayer for interim relief and office report)
SLP(C) NO. 19240 of 2012
(With prayer for interim relief and office report)
SLP(C) NO. 22467 of 2012
(With prayer for interim relief and office report)
SLP(C) NO. 22820 of 2012
(With prayer for interim relief and office report)
SLP(C) NO. 24341 of 2012
(With prayer for interim relief and office report)

Date: 30/01/2013 This Petition was called on for hearing today.

For Petitioner(s)

Ms Neha Agarwal, Adv.
Mr. E.C. Agrawala, Adv.
Mr. Irshad Ahmad, Adv.

For Respondent(s)

Mr Devvrat, Adv.
Mr. B. Krishna Prasad, Adv.
Ms Neha Agarwal, Adv.
Mr. E.C. Agrawala, Adv.
Mr. K.B. Rohtagi, Adv.
Mr. Irshad Ahmad, Adv.
Mr. Mukul Kumar, Adv.
Mr. Aruneshwar Gupta, Adv.
Mr. Rakesh Dahiya, Adv.
Mr Ankit R Kothari, Adv.

UPON hearing counsel the Court made the following
O R D E R

SLP(C) NO.17701/2012

In all there are eleven respondents.
Counter affidavit on behalf of respondent Nos. 1,2,4,5

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Item No.43

and 8 has already been filed on record.

Respondent Nos. 3,7 and 9 despite specific order passed on 25.5.2012 have failed to file counter affidavit and time has already expired.

On behalf of respondent No.10, the ld. Advocate has accepted notice but has not filed vakalatnama till date. Fresh notice be issued to respondent No.10 as well as respondent No.6. Request for dasti is allowed.

Service is complete on respondent No.11 through AD but none appeared.

SLP(C) NO.19239/2012

Fresh notice be issued through dasti to respondent Nos. 2,4 and 7.

Respondent Nos. 1 and 8 have failed to file counter affidavit within the time granted by the Court vide order dated 25.5.2012.

Counter affidavit on behalf of respondent Nos. 3,5 and 6 has already come on record.

SLP(C) NO.19240/2012

Three weeks' time is granted to respondent No.1 for filing counter affidavit on record, as final chance.

Fresh notice through dasti be issued to respondent Nos. 3 and 4 in addition to postal mode.

Office report indicates that counter affidavit on behalf of respondent No.5 has been filed by the ld. Advocate, Mr Irshad Ahmed, without any vakalatnama. The ld. Counsel to file proper appearance/vakalatnama by next date.

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Item No.43

SLP(C)NO. 22467/2012

Fresh notice be issued to respondent Nos. 2,3,5 and 7 through the concerned District Court in addition to the postal mode. Necessary steps be taken within one week.

In the event of default, matter be placed before the Hon'ble Judge in Chambers for necessary orders.

There seems to be a serious ambiguity as regards filing of counter affidavit by respondents as reflected from the office report because almost in every line, different number of respondents are mentioned in the office report.

SLP(C) NO.22820/2012

Respondents have failed to file counter affidavit within the time granted to them vide order dated 25.5.2012. However, further necessary orders would be passed as and when other connected matters would become ready.

SLP(C) NO.24341/2012

Fresh notice be issued to respondent Nos. 2 and 3 through the concerned District Court in addition to the postal mode. Necessary steps be taken within one week.

In the event of default, matter be placed before the Hon'ble Judge in Chambers for necessary orders.

Respondent Nos. 1 and 4 have failed to file counter affidavit within the time granted by the Court vide order dated 25.5.2012.

List again on 5.3.2013.

(M.A.SAYEED)
REGISTRAR

hj