

**SECTION IV
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION**

CIVIL APPEAL NOS. 7046-51 OF 2011

WITH

CIVIL APPEAL NO. 7052 OF 2011

WITH

INTERLOCUTORY APPLICATION NO. 8

(Application for intervention)

WITH

CIVIL APPEAL NO. 9532-9541 OF 2011

AND

CIVIL APPEAL NO. 7921 OF 2011

Harmandeep Singh & Ors. etc. etc.

...Appellants

VERSUS

State of Punjab & Ors. etc. etc.

...Respondents

OFFICE REPORT

The Civil Appeals alongwith connected matters above-mentioned with office report dated 05.11.2012 were listed before the Hon'ble Court on 23th October, 2013, when the Court was pleased to pass the following order:

"C.A. No. 5880 of 2011."

**The appeal is disposed of in terms of
the signed order.**

In Rest of the matters

List the matters on 24.10.2013."

SERVICE POSITION OF THE MATTERS IS AS UNDER:-

C.A NOS. 7046-7051 OF 2011

There are 14 respondents in CA 7046/11, 4 Respondents in CA 7047/11, 3 Respondents in CA 7048/11, 4 Respondents in CA 7049/11, 8 Respondents in CA 7050/11, 13 Respondents in CA 7051/11. Respondent No. 1 is common Respondent in all the appeals. Common Respondent No. 1 in all the appeals and Respondent No. 2 in CA 7047/11, 7049/11, 7050/11 & 7051/11 is represented by Mr. Kuldip Singh, Advocate. Respondent No. 4 in CA 7046/11 & Respondent No. 3 in CA 7047 of 2011, 7048 of 2011 , 7050/11 & 7051/11 is represented by Mr. G. K. Bansal, Advocate. Respondent No. 4 in

CA 7047/11, Respondent No. 2 in CA 7048/11, Respondent No. 2 in CA 7050/11 and Respondent No. 4 in CA 7051/11 is represented through Mr. Chanchal K. Ganguly, Advocate. Notice of Lodgment of Petition of Appeal has been issued through High Court to Respondent Nos. 2, 3, 5 to 14 in C.A. No. 7046/11, Respondent No. 3 in CA 7049/11 & R. No. 5 in CA 7050/11 & CA 7051/11, Respondent No. 4 in CA 7049/11 & R. No. 6 in CA 7050/11 & CA 7051/11, Respondent No. 7 in CA 7050/11 & CA 7051/11, Respondent No. 8 in CA 7050/11, Respondent No. 8 to 13 in CA 7051/11. High Court has sent Certificate of service duly served in respect of all the Respondents except Respondent Nos. 4, 5 and 16 for whom it is reported that they are not residing at the given addresses. **Counsel for the appellant was asked vide this Registry' s letter dated 23.08.2012 to furnish fresh and correct addresses of the said Respondents but he has not done the needful till date.**

Service of notice is **not** complete.

C.A NO. 7052 OF 2011

There are 4 respondents in CA 7052/11. Respondent Nos. 1 & 2 are represented through Mr. Kuldip Singh, Advocate and Respondent No. 3 is represented through Mr. G. K. Bansal, Advocate. Respondent No. 4 is served with notice at SLP stage but has not chosen to enter his appearance.

Service of notice is **complete**.

It is submitted Mr. V.K. Monga, Advocate has on 31.01.2013 filed application for intervention to intervene in the matter. The application has been registered as I.A. No. 8.

C.A NOS. 9532-9541 OF 2011

It is submitted that there are 179 respondents in C.A. No. 9532 of 2011, four respondent in C.A. No. 9533, five Respondent in C.A. No. 9534, 9535 of 2011, nine Respondents in C.A. No. 9536 of 2011 & thirty two Respondents in C.A. No. 9537 of 2011, fifty four Respondents in C.A. No. 9539/2011, twenty three Respondents in C.A. No. 9540/2011 and twenty four Respondents in C.A No. 9541 of 2011.

Service position of the matters is as under:

C.A NO. 9532 OF 2011

There are 179 Respondents. Dr. S.K. Verma, Advocate has put an appearance on behalf of respondent no. 3, Mr. U.S. Prasad, Advocate has put in an appearance on behalf of respondent no. 5, 6, 7, 10, 13, 15, 16, 20, 21, 23, 25, 29, 30, 31, 32, 34, 38, 40, 41, 44, 47, 48, 49, 50, 54, 57, 61, 62, 64, 71, 72, 75 to 77, 79, 80, 82 to 84, 104, 107, 109, 137 and 175. Mr. Shekhar Kumar, Advocate has put in appearance on behalf of respondent nos. 4, 51, 110, 114, 116, 117, 121, 125 to 128, 131, 132, 163, 143 to 147, 167, 171, 178. Certificate of service has been received from High Court in respect of Respondent Nos. 1 to 3, 8, 9, 11, 12, 14, 22, 27, 28, 33, 35 to 37, 39, 42, 43, 45, 46, 53, 55, 58, 59, 60, 63, 66, 67, 70, 73, 78, 81, 85, 86, 88 to 90, 91, 92, 94, 97, 100 to 103, 106, 108, 111, 112, 112, 118 to 120, 123, 124, 149, 129, 138 to 141, 148, 151 to 154, 159 to 165, 169, 170, 176, 177, 179. Certificate of service is awaited in respect of respondent Nos. 56, 68, 87, 96, 105, 113, 122, 130, 133, 135, 149, 150, 155 and 174. High Court has also reported that **notice has been received back with the remarks “not residing at the address in respect of respondent nos. 17 to 19, 24, 52, 65, 69, 74, 93, 98, 99, 142, 156 to 158, 166, 168, 172 and 173.**

Mr. Chanchal Kumar Ganguli, Advocate was asked vide this Registry's letter dated 14.05.2013 to take steps for effecting service but he has not done the needful till date.

Service is **not** complete.

IN C.A. NO. 9533 OF 2011

There are 4 Respondents. Certificate of service has been received in respect of all the four Respondents. Mr. Jagjit Singh Chhabra, Advocate has put an appearance on behalf of State of Punjab.

Service of notice is **complete.**

IN C.A. NOS. 9534-35 OF 2011

There are 5 Respondents. Certificate of Service has been received in respect of all the five Respondents. No one has entered appearance so far.

Service of notice is **complete.**

IN C.A. NO. 9536 OF 2011

There are Nine Respondents. Respondent No. 1 is represented through Mr. U.S. Prasad, Advocate. Certificate of Service from the High Court has been received in respect of Respondent No. 2 to 9. **High Court has intimated that notice in respect of Respondent No. 3 has been received back unserved with remark 'not residing at the given address'.** Service of notice is **not** complete.

IN C.A. NO. 9537 OF 2011

There are 32 Respondents. Mr. U.S. Prasad, Advocate has put in appearance on behalf of Respondent Nos. 1, 5, 7, 8, 11, 14 to 18, 21 and 24, Certificate of service has been received from High Court in respect of Respondent Nos. 2 to 4, 6, 9, 10, 12, 13, 20, 22 and 25 to 32. Certificate is awaited in respect of Respondent Nos. 19 and 23.

Service of notice is **not** complete.

IN C.A. NO. 9538 OF 2011

There are 34 Respondent. Mr. Shekhar Kumar, Advocate has put in appearance on behalf of Respondent No. 1. Mr. U.S. Prasad, Advocate has put in appearance on behalf of Respondent Nos.2 to 4, 7, 10, 12, 13, 17, 18, 20, 22, 23, 26, 27, 28 and 29. Certificate of service has been received from High Court in respect of Respondent No. 5, 6, 8, 9, 11, 19, 24, 25, 30 and 31 to 34. Certificate of service is awaited in respect of respondent no. 14 to 16 and 21.

Service of notice is **not** complete.

IN C.A. NO. 9539 OF 2011

There are 54 Respondents. Mr. U.S. Prasad, Advocate has put in appearance on behalf of Respondent No. 2,3,5,12,13,16 to 18,20,21,23 to 25,45,48,80. Certificate of service has been recieved from High Court in respect of Respondent Nos. 1,4,7,8, 14, 19, 22, 26, 27, 29 to 31, 33, 35, 38, 41 to 44,47,49,51,52,53 and 54. **High Court has intimated that notices has been received back in respect of Respondent Nos. 6, 9, 10, 15, 28, 32, 34, 36, 37, 39, 40 and 46 unserved with remarks “not residing at the given addresses”.** Service of notice is **not** complete.

IN C.A. NO. 9540 OF 2011

There are 32 Respondents. Mr. Shekhar Kumar, Advocate has put in appearance on behalf of Respondent Nos. 2,3,7,8,14 to 18. Certificate of service has been recieved from High Court in respect respondent Nos. 5,9 to 12, 19, 21, 22 and 23. **High Court has intimated that notices has been received back in respect of respondent nos. 13 unserved with remarks 'Not residing at the given addresses'** Certificate of service is awaited in respect of Respondent No. 1,4,6, and 20.

Service of notice is **not** complete.

IN C.A. NO. 9541 OF 2011

There are 24 respondents. Mr. Shekhar Kumar, Advocate has put in appearance on behalf of Respondent Nos. 1, 5, 7, 8, 12 and 16 to 19. Certificate of service has been recieved from High Court in respect of Respondent Nos. 2, 3, 6, 9 to 11, 14, 20, 21, 22, 23 and 24. Certificate of service is awaited in respect of respondent nos. 4,13 and 15.

Service of notice is **not** complete.

C.A No. 7921/11

The Sole Respondent has been served at SLP stage but has not chosen to enter appearance so far.

Service of notice is **complete**.

It is submitted that for the information of the Hon'ble Court that default of the Ld. Counsel for the appellants in C.A. Nos. 7046-7051 of 2011 and C.A. Nos. 9532-9541 of 2011, for not taking steps to complete the service, was listed before the Hon'ble Judge in Chambers on 03.08.2015, when His Lordship was pleased to pass the following order:-

"As prayed for, four weeks' time is granted to learned counsel for the appellants to take steps to serve unserved respondents."

Hence, these Appeals with I.A. Nos. 8 (in C.A. No. 7058 of 2011) are listed before the Hon'ble Court with office report.

Dated this the 12th day of August, 2015.

sd/-

ASSISTANT REGISTRAR

Copy to :-

1. Mr. Atul Kumar, Advocate
B-45/47, Shiv Mahal, Connaught Place, New Plaza Cinema, New Delhi.
2. Mr. Avinash Kumar, Advocate
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3. Kuldip Singh, Advocate
312, M.C. Setalvad, Lawyers Chamber, SCI.
4. Mr. G.K. Bansal, Advocate
237, Lawyers Chamber, SCI.
5. Mr. U.S. Prasad, Advocate
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6. Mr. Shekhar Kumar, Advocate
6, Babar Lane (FF), Bengali Market, New
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7. Mr. J.S. Chhabra, Advocate
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9. Mr. Gaurav Sharma, Advocate
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10. Mr. Chanchal K. Ganguly, Advocate
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