

SECTION-XVI

LISTED On:10/10/2014

COURT No.:1

ITEM No. :10

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

PETITION FOR SPECIAL LEAVE TO APPEAL (Civil) Nos. 15163 & 28977 of 2009, 24234 of 2010, 16767, 16768, 16781, 16924, 16929, 16936, 17118 of 2011 and 233 of 2013

(With Prayer for Interim Relief)

WITH

INTERLOCUTORY APPLICATION NO. 3 IN SLP(C) NO. 15163 OF 2009

(Application for directions)

AND

INTERLOCUTORY APPLICATION Nos. 5, 6 & 7 in SLP(C)NO. 15163 of 2009

(Application for Interventions)

AND

INTERLOCUTORY APPLICATION No. 8 in SLP(C)NO. 15163 of 2009

(Application for impleadment)

AND

INTERLOCUTORY APPLICATION No. in SLP(C)NO. 15163 of 2009

(Application for impleadment)

AND

INTERLOCUTORY APPLICATION No. 1 in SLP(C)NO. 28977 of 2009

(Application for condonation of delay in filing SLP)

AND

INTERLOCUTORY APPLICATION Nos. in SLP(C)NO. 24234 of 2010

(Application for impleadment/interventions)

AND

INTERLOCUTORY APPLICATION No. 1 in SLP(C)NO. 16767 of 2011

(Application for impleadment)

AND

INTERLOCUTORY APPLICATION No. 2 in SLP(C)NO. 16767 of 2011

(Application for intervention)

AND

INTERLOCUTORY APPLICATION No. 4 in SLP(C)NO. 16767 of 2011

(Application for addition of parties)

AND

INTERLOCUTORY APPLICATION No. in SLP(C)NO. 16767 of 2011

(Application for impleadment)

AND

INTERLOCUTORY APPLICATION Nos. 1, 2, 4, 7, 8 & 9 in SLP(C)NO. 16768 of 2011

(Application for interventions)

AND

INTERLOCUTORY APPLICATION No. 10 in SLP(C)NO. 16768 of 2011

(Application for de-tagging this matter from SLP(C) No. 15163 of 2009)

AND

INTERLOCUTORY APPLICATION No. in SLP(C)NO. 16768 of 2011
(Application for directions)

AND

INTERLOCUTORY APPLICATION No. 1 in SLP(C)NO. 16781 of 2011
(Application for impleadment)

AND

INTERLOCUTORY APPLICATION Nos. in SLP(C)NO. 16781 of 2011
(Applications for impleadments)

AND

INTERLOCUTORY APPLICATION No. 2 in SLP(C)NO. 17118 of 2011
(Application for impleadment)

AND

INTERLOCUTORY APPLICATION No. in SLP(C)NO. 17118 of 2011
(Application for impleadment)

AND

INTERLOCUTORY APPLICATION No. 4 in SLP(C)NO. 233 of 2013
(Application for expunging the instant matter from SLP(C) No. 15163 of 2009)

AND

INTERLOCUTORY APPLICATION No. 5 in SLP(C)NO. 233 of 2013
(Application for directions)

Swami Dhyanananda P.T.T. Inst. & Ors. ... Petitioners
Versus
Amar Seth & Ors. ... Respondents

OFFICE-REPORT

The matter above mentioned were listed before the Hon'ble Court on different dates when the Hon'ble Court was pleased to direct issue of notice in all the matters.

Accordingly, notice was issued to all the respondents and the service of notice in each of the matter is as under:-

SLP(C) No.15163 of 2009:-

The service of notice is complete on all the respondents and some of the respondents are represented through their Counsel.

It is submitted that Mr. Goodwill Indeevar, Advocate-on-record for the petitioner has died. The notice for making alternative arrangement was issued to the petitioners. AD cards duly signed have been received back from petitioner Nos. 2 & 3, but they have not

entered their appearance so far.

Neither AD card nor the unserved registered cover containing notice has been received back from Petitioner No.1 so far.

SLP(C) No.28977 of 2009:-

It is submitted that there are 132 respondents in the matter. Mr. Chanchal Kr. Ganguly and Mr. Gopal Singh, Advocates have put in appearance on behalf of Respondent Nos. 85 & 120 respectively. The service of notice is complete. On remaining respondents except Respondent Nos. 32, 36, 62, 77, 117, 119, 125 and 131. The Counsel for the petitioner has not taken any steps to serve Respondent Nos. 32, 36, 62, 77, 117, 119, 125 and 131 so far despite Ld. Registrar's Order dated 21/07/2014.

SLP(C) No.24234 of 2010:-

There are 9 respondents in the matter. The service of notice is complete on Respondent Nos. 1, 2, 4, 6-9. M/s Avijit Bhattacharya, Shibashish Misra and Anip Sachthey, Advocates have put in appearance on behalf of Respondent Nos. 1-2, 4 and 7 respectively. But neither AD cards nor the unserved registered cover containing notice has been received back from Respondent No. 3.

It is submitted that Mr. Goodwill Indeever, Advocate for Respondent No. 5 has died. Notice for making alternative arrangement was issued to Respondent No. 5. But neither AD card nor the unserved registered cover containing notice has been received back so far.

SLP(C) No.16767 of 2011:-

There are 3 respondents in the matter. Respondent No.1 is contesting respondent and he is represented through Mr. Kunal Chatterji, Advocate. Respondent Nos. 2 & 3 are proforma respondents and they have been duly served by publication of notice in the News papers, but they have not entered their appearance so far. The service of notice is complete.

SLP(C) No.16768 of 2011:-

There are 6 respondents in the matter. Respondent No. is represented through Mr. Sarad Kr. Singhania, Advocate. Respondent No.6 has been served by registered AD post and Respondent Nos. 2 to 5 have been served by publication of notice in the News papers, but they have been entered their appearance so far. The service of notice is complete.

SLP(C) No.16781 of 2011:-

There are 33 respondents in the matter. Respondent Nos. 1 to 31 are represented through Mr. Arup Banerjee, Advocate. Respondent Nos. 32 and 33 have been duly served by publication of notice in the News Papers, but they have not entered their appearance so far. The service of notice is complete.

SLP(C) No.16924 of 2011:-

There are 3 respondents in the matter. Respondent No.1 is represented through Mr. Bijan Kr. Ghosh, Advocate. Respondent Nos. 2 & 3 have been duly served by publication of notice in the News Papers, but they have not entered their appearance so far.

SLP(C) No.16929 of 2011:-

There are 22 respondents in the matter. Respondent Nos.1, 3 and 17 are represented through Mrs. Sarla Chandra, Advocate. Respondent Nos. 2, 4-6, 8, 9, 11, 12, 15 to 19, 21 and 22 have been duly served by registered AD post, but they have not entered their appearance so far. Respondent Nos. 7, 10, 13, 14 and 20 have been duly served by publication of notice in the News Papers, but they have not entered their appearance so far. The service of notice is complete.

SLP(C) No.16936 of 2011:-

There are 3 respondents in the matter. Respondent No.1 is represented through Mr. Bijan Kr. Ghosh, Advocate. Respondent Nos. 2 & 3 have been duly served by publication of notice in the News Papers, but they have not entered their appearance so far. The service of notice is complete.

SLP(C) No.17118 of 2011:-

There are 76 respondents in the matter. Respondent No.1 is represented through Mr. Arup Banrjee, Advocate. Respondent Nos. 3-6, 8, 12, 13, 16, 17, 18, 23, 24, 25, 27-30, 31, 33, 36, 40, 42, 44, 45, 46, 49, 50, 53, 54, 57, 58-61, 63, 64, 65-71 and 74 have been duly served by registered AD post and Respondent Nos. 2, 7, 9-11, 14, 15, 19-22, 26, 32, 34, 35, 37-39, 41, 43, 47, 78, 51, 52, 55, 56, 62, 72, 73, 75 and 76 have been duly served by publication of notice in the News Papers, but they have not entered their appearance so far. The service of notice is complete.

SLP(C) No.233 of 2013:-

There is a sole respondent in the matter and he is represented through Mr. Subhashish Bhowmick, Advocate. The service of notice is complete.

AND I.A. No. 10 Application for de-tagging SLP(C) NO. 16768 of 2011 from SLP(C) No.15163 of 2009) was listed before the Hon'ble Court on 19/09/2014 when the Court was pleased to pass the following order:-

"The application will be heard along with the main matter. List this matter along with the connected matters immediately after the Dussehra holidays."

Hence, all the matters are listed before the Hon'ble Court with this Office Report.

Dated this the 9th day of October, 2014.

Assistant Registrar

Copy to: - Mr. Mithilesh Kr. Singh, Advocate
Mr. Gopal Singh, Advocate
Mrs. Sarla Chandra, Advocate
Ms. Abha Jain, Advocate
Mr. D.B. Vohra, Advocate
Mr. Anip Sachthey, Advocate
Mr. Arup Banerjee, Advocate
Mr. K.L. Janjani, Advocate
Mr. Bijan Kr. Ghosh, Advocate
Ms. Bharti Tyagi, Advocate

Mr. Sarad Kr. Singhanian, Advocate
Mr. Subhashish Bhowmick, Advocate
Mr. Kunal Chatterji, Advocate
Mr. Shibashish Mishra, Advocate
Mr. Amit Pawan, Advocate
Mr. Avijit Bhattacharjee, Advocate

Assistant Registrar