

SECTION IV B

Listed on 29.4.2016
IN THE SUPREME COURT OF INDIA Court No. R-1
CIVIL APPELLATE JURISDICTION Item No. 6

PETITIONS FOR SPECIAL LEAVE TO APPEAL (CIVIL) NOS. 28036
AND 28070 OF 2011, 14216, 15981, 15987 AND 15990 OF 2012

WITH PRAYER FOR INTERIM RELIEF

Shashi Kumar & Ors. Etc. Etc. ...Petitioner(s)

Versus

State of Haryana & Ors. Etc. Etc. ...Respondent(s)

OFFICE REPORT

The matters above mentioned were listed before the
Ld. Registrar court on 16.2.2016 when the following order
was passed:-

"SLP(C) NO. 28036/2011

Defects in application for substitution
of respondent nos. 12, 34, 40 and 45 be
cured within two weeks time.

Three weeks time, as last opportunity is
granted for filing application for
substitution of legal representatives of
deceased respondent no. 29, 39 and 43.

Two weeks time, as last opportunity is
granted for curing the defects in
application for deletion of respondent no.
18.

None appears for the respondent no. 35
despite due service.

Registry to submit the status of
remaining respondents in the next office
report.

SLP(C) NO. 20870/2011

Application for substitution of deceased
respondent no. 4 has been updated in
Chamber pool.

None appears for the respondent nos. 1-3
and 5-7 despite due service.

SLP(C) NO. 14216/2012

Two weeks time, as last opportunity is
granted for taking fresh steps for service
of respondent nos. 1 to 3 in I.A No. 3, 4
and 5. Notice be issued thereafter.

Complete address of respondent no. 5 be
furnished within two weeks time and notice
be issued thereafter.

Registry to submit the status of other
respondents in the next office report.

SLP(C) NO. 15981/2012

Despite last opportunity having been granted, respondent nos. 4-7 have not filed counter affidavit, as such, further opportunity is declined.

None appears for respondent nos. 2 and 3 despite due service.

None appears for proposed legal representatives of respondent nos. 1-4 of deceased respondent no. 1 and respondent nos. 2 and 3.

SLP(C) NO. 15987/2012

None appears for legal representatives of respondent no. 4(i) to 4(iv) despite due service.

Registry to submit report regarding status of other respondents.

SLP(C) NO. 15990/2012

Two weeks time, as last opportunity is granted for filing affidavit of service of respondent nos. 1 and 3.

Despite last opportunity having been granted, respondent nos. 2 and 4-11 have not filed counter affidavit, as such, further opportunity is declined.

List again on 29.04.2016."

SLP (C) No. 28036 OF 2011

It is submitted that there are total 79 respondents in the instant matter.

It is submitted that counsel for the petitioner has not cured the defects in the applications for substitution of deceased respondent Nos. 12, 34, 40 and 45 and also deletion applications of respondent No. 18 so far.

It is further submitted that Mrs. Santosh Singh, Advocate has filed Vakalatnama / Memo of Appearance and Counter Affidavit on behalf respondent Nos. 5, 9-11, 13, 25, 26, 30-33, 35, 44, 46-75. Mr. Kamal Mohan Gupta, Advocate has filed Vakalatnama / memo of Appearance and Counter Affidavit on behalf of respondent Nos. 1-4. Mr. Balbir Singh Gupta, Advocate has filed Vakalatnama & memo of Appearance on behalf of respondent Nos. 76-79 but they have not filed counter Affidavit so far. Respondent Nos. 6-8, 14-24, 27, 28, 36-38, 41 and 42 have been

served by Registered A.D. Post, but no one has entered appearance on their behalf so far. Counsel for the petitioner has not filed application for substitution of LRs. of deceased respondent Nos. 29, 39 and 43 so far.

Service of show cause notice in respect of respondent Nos. 12, 18, 29, 34, 39, 40, 43 and 45 is incomplete.

SLP (C) No. 28070 OF 2011

It is submitted that there are total seven respondents in the instant matter. Mrs. Santosh Singh, Advocate has filed Vakalatnama / Memo of Appearance and Counter Affidavit on behalf of respondent no. 1 Mr. Balbir Singh Gupta, Advocate has filed Vakalatnama and Memo of Appearance on behalf of respondent Nos. 5-7 but has not filed Counter Affidavit so far. Respondent Nos. 2-3 have been served through Trial Court, but no one has entered appearance on their behalf so far. Respondent No. 4 has expired and show cause notice upon proposed Lrs. of deceased respondent no. 4 has been issued on 19.3.2016 vide order dated 11.3.2016 of the Hon'ble Chamber Judge. Unserved envelope from proposed Sole Lrs. of deceased respondent No. 4 has been received with the remarks "Refused to accept" service of show cause notice upon proposed Lr as refused is to be treated as complete and the application for substitution may be listed before Hon'ble Chamber Judge for further direction.

SLP (C) No. 14216/2012

It is submitted that there are total five respondent in the instant matter. Respondent Nos. 1, 3 and 5 have been served by way of Dasti and respondent No. 2 has been served by Registered A.D. Post in terms of Ld. Registrar Court's order dated 3.7.2012. respondent No. 4 has expired.

It is further submitted that Mrs. Santosh Singh, Counsel for respondent No. 4(Expired) has filed an application for substitution of deceased respondent No.4 condonation of delay in filing substitution application

and setting aside abatement. Counsel has also filed Vakalatnama and Memo of Appearance on behalf of all time proposed Lrs. of deceased respondent no. 4 and same was listed before the Hon'ble Court (In Chamber) on 20.7.2015 and was directed to issue show cause notice. Accordingly show cause notice by Registered A.D. Post was issued on 8.8.2015.

It is submitted that counsel for the petitioner has not taken any fresh steps in respect of unserved respondent Nos. 1-3 and 5 in the applications so far. Service of show cause notice on respondent Nos. 1-3 and 5 in the SLP is already complete.

It is further submitted that proposed Lrs. of deceased respondent no. 4 are already represented through Mrs. Santosh Singh, Advocate. Therefore service on proposed Lrs. of deceased respondent No. 4 in the application is complete and the application may be again be listed before Hon'ble Chamber Court.

SLP (C) No. 15981/2012

It is submitted that there are total seven respondents in the instant matter. Mr. Balbir Singh Gupta, Advocate has filed Vakalatnama /Memo of Appearance on behalf of respondent Nos. 4-7 but has not filed Counter Affidavit so far. Respondent Nos. 2 and 3 has been served by Registered A.D. Post but no one has entered appearance on their behalf so far. Respondent No. 1 has expired and her Lrs have been brought on record vide Hon'ble Court's(In Chamber) order dated 28.10.2015. Cause Title has been amended in the paper books. No one has entered appearance on behalf of proposed Lrs. of deceased respondent no. 1 so far.

Service of show cause notice is complete.

SLP (C) No. 15987/2012

It is submitted that there are total five respondents in the instant matter. Respondent Nos. 1, 3 and 5 have been served through Trial Court. Respondent No. 2 has been served by Registered A.D. Post, but no one

has entered appearance on their behalf so far. Respondent No. 4 has expired and Lrs. of deceased respondent No. 4 has been brought on record vide Hon'ble Court's (In Chamber) order dated 9.12.2015. No one has entered appearance on behalf of all the four Lrs. of deceased respondent No. 4.

Service of show cause notice is complete.

SLP (C) No. 15990/2012

It is submitted that there are total 11 respondents in the instant matter. Mrs. Santosh Singh, Advocate has filed Vakalatnama / memo of Appearance on behalf of respondent Nos. 4-10 but has not filed Counter Affidavit so far. Respondent Nos. 1, 3 and 11 have been served by Dasti. Respondent No. 2 has been served by Registered A.D. Post, but no one has entered appearance on their behalf.

Service of show cause notice is complete.

SLP (C) No. 18079 OF 2013

It is submitted that Mr. Santosh Singh, Advocate for the sole respondent has on 12.05.2015 filed counter affidavit on his behalf. Copies of the same are included in the SLP paper books.

Service of show cause notice is complete.

The matters are listed before the Ld. Registrar's Court with this office report.

Dated this the 27th day of April, 2016.

ASSISTANT REGISTRAR

Copy to: Mr. P.N. Puri, Advocate.
Mrs. Santosh Singh, Advocate.
Mr. Kamal Mohan Gupta, Advocate.
Mr. Balbir Singh Gupta, Advocate.

ASSISTANT REGISTRAR

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