

SECTION:XIV
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) No. 27499 OF 2009

Union of India ...Petitioner

Versus

M/s L.V. Construction Co. P. Ltd. & Ors. ...
Respondents

OFFICE REPORT

The matter above mentioned was listed before Ld. Registrar Court on 16.07.2014, when the Court was pleased to pass the following Order:-

“Service is complete but no one has put in appearance on behalf of respondent Nos. 2 to 5. Petitioner to file response to the application for setting aside ex parte order within four weeks. List again on 9.9.2014.”

It is submitted that Counsel for the petitioner has not filed response to the application for setting aside ex parte so far.

Service is complete.

The matter above mentioned is listed before the Ld. Registrar Court with this office Report.

DATED THIS THE 08th DAY OF SEPTEMBER, 2014.

ASSISTANT REGISTRAR.

Copy to:

1. Mr. S. N. Terdal, Advocate
2. M/s. Manoj Swarup & Co., Advocates

ASSISTANT REGISTRAR.

SECTION:XIV
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PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) No. 27499 OF 2009

Union of India

... Petitioner

Versus

M/s L.V. Construction Co. P. Ltd. & Ors.

... Respondents

OFFICE REPORT ON DEFAULT

The matter above mentioned was listed before Hon'ble Judge in Chamber on 23.4.2013 with office report dated 27.2.2013 when His Lordship was pleased to pass the following Order:-

“None appears for the petitioner.

However, two weeks' time is granted to the counsel for the petitioner to take necessary steps to serve unserved respondent Nos. 1 and 5, failing which the default be reported to the Chamber Judge again.”

It is submitted that counsel for the petitioner has on 20.5.2013 filed process fee to serve respondent Nos. 1 and 5 without filing application for condonation of delay (barred by time by 13 days).

The default on the part of counsel for the petitioner is reported to Hon'ble Judge in Chamber with this office Report.

DATED THIS THE 30th DAY OF MAY, 2013.

ASSISTANT REGISTRAR.

Copy to:

3. Mr. A.K. Sharma, Adv.

ASSISTANT REGISTRAR.

sachin

SECTION:XIV
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PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) No. 27499 OF 2009

Union of India ... Petitioner
Versus
M/s L.V. Construction Co. P. Ltd. & Ors. ... Respondents

OFFICE REPORT FOR ORDERS

The matter above mentioned was listed before Hon'ble Judge in Chamber on 15.1.2013 when His Lordship was pleased to pass the following Order:-

“By way of last opportunity, six weeks' time is granted to the counsel for the petitioner to take necessary steps for effecting service on the unserved respondent nos. 1 and 5.”

It is submitted that as directed above counsel for the petitioner has not taken fresh steps to serve unserved respondent Nos. 1 and 5 so far.

Service is not complete on respondent Nos. 1 and 5.

The matter above mentioned is listed before the Hon'ble Judge in Chamber with this office Report for orders.

DATED THIS THE 27th DAY OF FEBRUARY, 2013.

ASSISTANT REGISTRAR.

Copy to:
4. Mr. A.K. Sharma, Adv.

ASSISTANT REGISTRAR.

sachin

SECTION:XIV
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Union of India

... Petitioner

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M/s L.V. Construction Co. P. Ltd. & Ors.

... Respondents

OFFICE REPORT FOR DIRECTIONS

The matter above mentioned was listed before Hon'ble Judge in Chamber on 27.8.2012 when His Lordship was pleased to pass the following Order:-

“Last opportunity is granted to counsel for the petitioner to take steps for service of notice on unserved Respondent Nos. 1 and 5.

Needful be done within two weeks.”

It is submitted that as directed above counsel for the petitioner has not taken fresh steps to serve unserved respondent Nos. 1 and 5 so far.

Service is not complete on respondent Nos. 1 and 5.

The matter above mentioned is listed before the Hon'ble Judge in Chamber with this office Report for directions.

DATED THIS THE 26th DAY OF NOVEMBER, 2012.

ASSISTANT REGISTRAR.

Copy to:

5. Mr. A.K. Sharma, Adv.

ASSISTANT REGISTRAR.

sachin

SECTION:XIV
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... Petitioner

Versus

M/s L.V. Construction Co. P. Ltd. & Ors.

... Respondents

OFFICE REPORT FOR ORDERS

The matter above mentioned was listed before Hon'ble Judge in Chamber on 27.8.2012 with office report dated 7.6.2012 when His Lordship was pleased to pass the following Order:-

“Last opportunity is granted to counsel for the petitioner to take steps for service of notice on unserved Respondent Nos. 1 and 5.

Needful be done within two weeks.”

It is submitted that as directed above counsel for the petitioner has not taken fresh steps to serve unserved respondent Nos. 1 and 5.

Service is not complete on respondent Nos. 1 and 5.

The matter above mentioned is listed before the Hon'ble Judge in Chamber with this office Report.

DATED THIS THE 18th DAY OF SEPTEMBER, 2012.

ASSISTANT REGISTRAR.

Copy to:

6. Mr. A.K. Sharma, Adv.

ASSISTANT REGISTRAR.

sachin

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OFFICE REPORT

The matter above mentioned was listed before Hon'ble Judge in Chamber on 17.4.2012 when His Lordship was pleased to pass the following Order:-

“Learned counsel for the petitioner is granted four weeks' time to take steps for service of notice on unserved respondent Nos. 1 and 5. Dasti, in addition, is permitted. Affidavit of proof of service shall be filed within the same period. “

It is submitted that as directed above counsel for the petitioner has not taken fresh steps to serve unserved respondent Nos. 1 and 5 so far.

Service is not complete on respondent Nos. 1 and 5.

The matter above mentioned is listed before the Hon'ble Judge in Chamber with this office Report.

DATED THIS THE 7th DAY OF JUNE, 2012.

ASSISTANT REGISTRAR.

Copy to:
7. Mr. A.K. Sharma, Adv.

ASSISTANT REGISTRAR.

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OFFICE REPORT FOR ORDERS

It is submitted that office report on default in the matter above mentioned was listed before Hon'ble Judge in Chamber on 7.12.2011 when His Lordship was pleased to pass the following Order:-

“As a last chance, three weeks' time is granted to the Petitioner to cure the defects. It is stated that Petitioner has not filed proof of Dasti service in respect of Respondent No.1 and not taken any steps to serve notice to Respondent No.5.

However, it is made clear that no further time would be granted thereafter. “

It is further submitted that as directed above counsel for the petitioner has neither filed proof of dasti service in respect of respondent No. 1 nor taken steps to serve unserved respondent No. 5 so far.

Service is not complete on respondent Nos. 1 and 5.

The matter above mentioned is listed before the Hon'ble Judge in Chamber with this office Report for Orders.

DATED THIS THE 4th DAY OF JANUARY, 2012.

ASSISTANT REGISTRAR.

Copy to:
8. Mr. A.K. Sharma, Adv.

ASSISTANT REGISTRAR.

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OFFICE REPORT ON DEFAULT

Pursuant to this Court's Order dated 23.10.2009 show cause notice was issued to respondent Nos. 1 to 5 on 1.2.2010 through courier. Courier receipt in respect of respondent Nos. 1 to 4 have been received back but courier receipt in respect of respondent No. 1 was not proper. Nothing has been received in respect of respondent No. 5.

For non-filing of vakalatnama/appearance on behalf of respondent Nos. 2 to 4 though served with courier receipt and non completion of service on respondent Nos. 1 & 5, fresh show cause notice by dasti was issued only to respondent No. 1 on 16.7.2010 with a request to file affidavit. But counsel for the petitioner has not filed proof of dasti service. For non-compliance of Ld. Registrar's Order dated 14.1.2011, the matter was lastly listed before Court of Ld. Registrar on 2.3.2011 when the Court was pleased to pass the following Order:-

“As last chance, petitioner has to comply with the earlier order to disclose the outcome of dasti service upon the unserved respondent No.1 on or before 28.3.2011.

If no steps are taken before 28.3.2011, instead of listing the matter before this Court, list before the Hon'ble Judge in Chambers for non-prosecution.”

It is submitted that as directed above counsel for the petitioner has not filed proof of dasti service on behalf of respondent No. 1 and also not taken any steps against unserved respondent No. 5 so far.

The default on part of counsel for the petitioner is reported to the Hon'ble Judge in Chamber with this office Report.

DATED THIS THE 5th DAY OF JULY, 2011.

ASSISTANT REGISTRAR.

Copy to:

9. Mr. A.K. Sharma, Adv.

ASSISTANT REGISTRAR.

