

LISTING ON 09.03.2017  
BEFORE REGISTRAR COURT NO. 1  
ITEM NO. 8

SEC.IVA

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

PETITIONS FOR SPECIAL LEAVE TO APPEAL(CIVIL)NOS. 23353/2012, 20866-20886/2012, 21310-21329/2012, 23351/2012, 21915-21917/2013 & 9662/2013  
WITH PRAYER FOR INTERIM RELIEF

M/s. M.S.P.L. Ltd.

...PETITIONER

VERSUS

State of Karnataka & Ors.

...RESPONDENTS

OFFICE REPORT

**SLP(C) NOS. 23353/2012, 20866-20886/2012, 21310-21329/2012**

The matters above mentioned were listed before the Registrar Court on 04.04.2013 when the following Order was passed:-

**“SLP (C) No. 23353/2012**

**Service is complete.**

**Respondent Nos. 1 to 3 are reported to be duly served but none appeared nor any steps taken on their behalf.**

**Respondent No. 4 has failed to file counter affidavit within the time granted by the Court. However, further necessary orders would be passed as and when other connected matters would become ready.**

**SLP(C) No. 20866-20886, 21310-21329 of 2012.**

**The Ld. Counsel for the petitioner to take fresh steps against the unserved respondents through the concerned District Court in addition to postal service.**

**Duly represented respondents have failed to file counter affidavit within the time granted by the Court.**

**List again on 10.5.2013.**

**SLP(C) No. 23353/2012**

There are 4 respondents in the instant SLP. Respondent Nos. 1-3 have been served with the notice through registered A.D. post, but no one has entered appearance so far. Mr. S.N. Bhat, advocate has filed vakalatnama/memo of appearance on behalf of respondent No. 4 and has on 15.07.2015 filed counter affidavit, however, time to file counter affidavit has already expired vide order dt. 04.04.2013.

Service of show cause notice is complete.

**SLP(C) Nos. 20866-20886/2012 & 21310-21329/2012**

The matters above-mentioned were listed before the the Registrar Court on 08.02.2017 when the following Order was passed:-

**“SLP(C)No. 20866-20868 of 2012**

Respondent nos. 1 to 3 have already filed counter affidavit.  
None appears for respondent nos. 4 and 5 despite due service.

Respondent no. 6 has not filed counter affidavit in terms of order of Hon'ble Court and time granted has already expired.

**SLP(C)No. 20869-20870 of 2012**

Respondent no. 1 has filed counter affidavit.  
None appears for respondent nos. 2 and 4 despite due service.

Respondent no. 3 has not filed counter affidavit and time granted by the Hon'ble Court has expired.

**SLP(C)No. 20869-20870 of 2012**

Respondent no. 1 has filed counter affidavit.  
None appears for respondent nos. 2 and 4 despite due service.

Respondent no. 3 has not filed counter affidavit and time granted by the Hon'ble Court has expired.

**SLP(C)No. 20871 of 2012**

Respondent nos. 1 to 5 and 8 have not filed counter affidavit and the time granted by Hon'ble Court has expired.

None appears for respondent nos. 6 and 7 despite due service.

**SLP(C)No. 20872 of 2012**

Respondent no. 1 has not filed counter affidavit and the time granted by Hon'ble Court has expired.

None appears for respondent nos. 2 to 4 despite due service.

**SLP(C)No. 20873-20877 of 2012**

Respondent nos. 1 to 5 have not filed counter affidavit and the time granted by Hon'ble Court has expired.

None appears for remaining respondents despite due service.

**SLP(C)No. 20878-20880 of 2012**

Respondent nos. 1 and 3 have already filed counter affidavit.  
Respondent nos. 2 and 6 have not filed counter affidavit and time granted by Hon'ble Court has expired.

None appears for respondent nos. 4 and 5 despite due service.

**SLP(C)No. 20881-20885 of 2012**

Respondent nos. 1, 3 to 5 have not filed counter affidavit and time granted by Hon'ble Court has expired.

None appears for respondent nos. 6 to 8 despite due service.

Respondent no. 2 to file counter affidavit within four weeks' time. Copy of pleadings be furnished to the learned counsel within a week's time and four weeks' time shall reckon thereafter.

**SLP(C)No. 20886 of 2012**

Respondent nos. 1 to 3 and 5 have not filed counter affidavit and statutory period has expired.

None appears for respondent nos. 4 and 6 despite due service.

**SLP(C)No. 21310-21312 of 2012**

None appears for respondent nos. 1 to 4 despite due service.  
Respondent nos. 5 to 7 have already filed counter affidavit.

**SLP(C)No. 21313 of 2012**

None appears for respondent nos. 1 to 3 despite due service.  
Respondent no. 4 has already filed counter affidavit.

**SLP(C)No. 21314 of 2012**

None appears for respondent nos. 1 to 4 despite due service.  
Service in respect of respondent nos. 5 and 6 has been waived vide order of Hon'ble Court dated 27.07.2012.

Respondent nos. 7 to 9 have not filed counter affidavit and time granted by Hon'ble Court has expired.

**SLP(C)No. 21315 of 2012**

None appears for respondent nos. 1 to 4 despite due service.  
Respondent no. 5 has not filed counter affidavit and time granted has expired.

**SLP(C)No. 21316-21320 of 2012**

None appears for respondent nos. 1 to 4 despite due service.  
Respondent nos. 5 to 8 in SLP(C)No. 21316 of 2012 has filed counter affidavit.

Respondent nos. 5 to 8 in all the matters and respondent no. 9 in SLP(C)No. 21316 of 2012 has not filed counter affidavit and time granted by Hon'ble Court has expired.

**SLP(C)No. 21321-21323 of 2012**

None appears for respondent nos. 1 to 4 despite due service.  
Respondent nos. 5 to 7 have already filed counter affidavit.

**SLP(C)No. 21324-21328 of 2012**

None appears for respondent nos. 1 to 3 despite due service.  
Respondent nos. 4 to 8 have not filed counter affidavit and time granted by Hon'ble Court has expired.

**SLP(C)No. 21329 of 2012**

None appears for respondent nos. 1 to 4 and 7 despite due service.

Service in respect of respondent nos. 5 and 6 has been waived vide order of Hon'ble Court dated 27.07.2012.

List all the matters on 09.03.2017.”

**SLP(C) Nos. 20866-20886/2012**

Service position of all the respondents is as under:

SLP(C) Nos.	Total Respondents	Served by AD/Vakalatanama/appearance	Status
20866-68/2012	1 to 6	Respondent Nos. 1 to 3 Mr. A.K. Tandale, Advocate Respondent Nos. 4 and 5 through Publication Respondent Nos. 6 through Mr. Balaji Srinivasan, Advocate	Complete

20869/2012	1 to 4	R. No. 1 Mr. S. N. Bhat, Advocate R. No. 2 through Publication R. No. 3 Mr. P.V. Dinesh, Advocate R. No. 4 A. D. Card	Complete
20870/2012	1 to 4	R. No. 1 Ms. S. Tuli, Advocate R. No. 2 Publication R. No. 3 Mr. P.V. Dinesh, Advocate R. No. 4 A.D. Card	Complete
20871/2012	1 to 8	R. Nos. 1 & 2 Ms. Anjana Chandrashekar, Advocate R. Nos. 3-5 Ms. S. Tuli, Advocate R. No. 6 by Publication R. No. 7by A.D. Card R. No. 8 Mr. P.V. Dinesh, Advocate	Complete
20872/2012	1 to 4	R. No. 1 Ms. S. Tuli, Advocate R. No. 2 -4 Publication	Complete
20873-877/2012	1 to 8	R. Nos. 1 to 5 Ms. S. Tuli, Advocate R. Nos. 6 to 8 Publication	Complete
20878-880/2012	1 to 6	R. No. 1 & 3 Mr. S. N. Bhat, Advocate R. No. 2. Ms. S. S. Tuli, Advocate R. No. 4 Publication R. No. 5 A.D. Card R. No. 6 Mr. P.V. Dinesh, Advocate	Complete
20881-85/2012	1 to 8	R. No. 1 Ms. S. Tuli, Advocate R.No. 2 Mr. Somanathan Pradhan R. No. 3 to 5 Mr. S. Tuli, Advocate R. Nos. 6 to 8 publication	Complete
20886/2012	1 to 6	R. Nos. 1 to 3 Mr. A.S. Kulkarni, Advocate R. No. 4 Publication R. No. 5 Mr. P.V. Dinesh, Advocate R. No. 6 A. D. Card.	Complete

Service of show cause notice is complete.

It is submitted that Mr. Anil Kumar Tandale, advocate has filed counter affidavit on behalf of respondent Nos. 1 to 3 in SLP(C) Nos. 20866-20868/12 and Mr. S.N. Bhat, advocate has filed counter affidavit on behalf of Respondent No. 1 in SLP(C) No. 20869/2012 and SLP(C) No.20870/2012 and Respondent Nos. 1 & 3 in SLP(C) Nos. 20878-20880/2012.

It is further submitted that counsel for respondent no. 2 in SLP(C) Nos. 20881-20885/2012 has not filed counter affidavit so far.

SLP(C) Nos. 21310-21329 OF 2012

Service position is as under:-

SLP (C) Nos.	Total Respondent(s)	Served by A.D. card	Vakalatanama	Status
21310-21312/2012	13	1-4	5-13	complete
21313/2012	4	1-3	4	Complete
21314/2012	9	1-4 Service in r/o 5 & 6 waive as per Hon'ble Court's Order dt. 27.07.2012	7-9	complete
21315/2012	5	1-4	5	complete
21316-21320/2012	9	1-4	5-9	complete
21321-21323/2012	7	1-4	5-7	complete
21324-21328/2012	8	1-3	4-8	complete
21329/2012	7	1-4, 7 Service in r/o 5 & 6 waive as per Hob'ble Court's Order dt. 27.07.2012		complete

It is submitted that counter affidavit only on behalf of Respondent Nos. 5 and 8 in SLP(C) No. 21316/2012, Respondent Nos. 5-7 in SLP(C) Nos. 21310-21312/2012, Respondent No. 4 in SLP(C) No. 21313/2012 and Respondent Nos. 5 & 7 in SLP(C) Nos. 21321/2012, 21322/2012, 21323/2012 have been filed.

Service of show cause notice is complete.

SLP(C) No. 23351/2012

There are 4 respondents in the instant SLP. Mr. V.N. Raghupathy, advocate has filed vakalatnama/memo of appearance and counter affidavit on behalf respondent No. 1, Mr. Guntur Prabhakar, advocate has filed vakalatnama/memo of appearance and counter affidavit on behalf respondent Nos. 2 & 3 and Mr. Ajit S. BHasmi, advocate has filed vakalatnama/memo of appearance and counter affidavit on behalf respondent No. 4.

Service of show cause notice is complete.

SLP(C) Nos. 21915-917 of 2013

The matters above mentioned was listed before the Hon'ble Court on 08.07.2013, when the Court was pleased to pass the following Order:

**“Delay condoned.  
Issue notice.  
Connect with S.L.P. (C) Nos. 20866-20886 of 2012.”**

Accordingly, show cause notice was issued to all the six respondents through Regd. A.D. Post. Mr. Anil Kumar Tandale, Advocate has filed vakalatnama on behalf of Respondent Nos. 1 to 3 and has also filed counter affidavit on their behalf. M/s. P.V. Dinesh & Balaji Srinivasan, Advocates have filed vakalatnama on behalf of Respondent Nos. 5 & 6 respectively and have failed to file counter affidavit within the time granted vide Registrar's Order dated 02.04.2014. A.D. Card has been received back in respect of Respondent No.4, but no appearance.

Service of show cause notice is complete.

The matters above mentioned was lastly before the Registrar Court on 14.07.2014, when the following Order was passed:

**“Service is complete on Respondent No. 4 but no one has put in appearance.**

**Counter affidavit has been filed on behalf of Respondent Nos. 1 to 3.**

**The matter falls under the complete category.  
Registry to process for listing before the Hon'ble Court, as per rules.”**

SLP(C) No. 9662/2013

The matter above mentioned was listed before the Hon'ble Court on 18.03.2017, when the Court was pleased to pass the following Order:

**“Issue notice.**

**Ms. Kiran Suri, advocate-on-record, and Mr. T.V. Ratnam, advocate-on-record, waive service for respondent Nos. 2 and 3 respectively.**

**Learned senior counsel and learned counsel for the parties are ad idem that an opportunity may be given to the parties to have their disputes resolved through the process of mediation.**

**As prayed by them, the matter is referred to the Bangalore Mediation Centre.**

**The parties are directed to appear before the Coordinator, Bangalore Mediation Centre on April 2, 2013.**

**The Coordinator, Bangalore Mediation Centre shall submit the report within two months of the appearance of the parties.**

**List the matter thereafter.**

**In the meanwhile, the parties, including the petitioners, are directed to maintain status quo with regard to the subject land in all respects.”**

Accordingly, show cause notice was issued to all the three respondents through Regd. A.D. Post. M/s. V.N. Raghupathy & T.V. Ratnam, Advocates have filed vakalatnama on behalf of Respondent No. 1 & 3 respectively, but no counter affidavit filed. Ms. Kiran Suri, Advocate for Respondent No. 2 has been designed as Senior Advocate and Dr. (Mrs.) Vipin Gupta, Advocate has filed vakalatnama in her place, but no counter affidavit filed.

Service of show cause notice is complete.

The matter above mentioned was lastly listed before the Hon'ble Court on 22.04.2016, when the Court was pleased to pass the following Order:

**“List along with Special Leave Petition arising out of SLP.....CC 12062/2012 on a Tuesday in the month of July, 2016.**

**In the meantime, the learned counsel appearing for Respondent No.3, Hospital, shall inform the Court as to how the land, out of the total land acquired and possession of which the said respondent has received has been utilized. If such land has not been utilized, the reasons therefor shall also be informed.”**

Accordingly, the instant matter has been tagged alongwith SLP(C) No. 23353/12 arising out of SLP(C) CC.. No. 12062/12.

It is submitted that Mr. D. Abhinav Rao, Advocate has on 06.03.2017 filed vakalatnama on behalf of Respondent No. 3 after taking NOC from erstwhile advocate, Mr. T.V. Ratnam.

It is lastly submitted that Respondent No. 3 has not complied with the above order dated 22.04.2016 of the Hon'ble Court.

The matters above mentioned are, therefore, listed before the Registrar Court with this Office Report.

Dated this the 08<sup>th</sup> day of March, 2017.

ASSISTANT REGISTRAR

COPY TO : Mr.Balaji Srinivasan, Advocate.  
Mr. S. N. Bhat, Advocate  
Mr. P. B. Dinesh, Advocate.  
Ms. Shubhangi Tuli, Advocate.  
Ms. Anjana Chandrashekar, Advocate  
Mr. Ankur S. Kulkarni, Advocate.  
Mr. G. Prabhakar, Advocate

ASSISTANT REGISTRAR