

SECTION XI  
IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

Listed on: 17.10.2013  
Court No.: 5  
Item No. : 38

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NO. 25082 OF 2012  
WITH PRAYER FOR INTERIM RELIEF

AMUL KUMAR SINGH & ORS.

....PETITIONERS  
VERSUS

STATE OF U.P. & ORS.

...RESPONDENTS

OFFICE REPORT

The matter above mentioned was listed before the Hon'ble Court on 17.08.2012 when the Court was pleased to pass the following order :

"Exemption from filing OT is allowed.  
Delay condoned.  
Issue notice ."

Accordingly, show cause notice was issued to all the ten respondents on 29.08.2012 through registered A.D.Post. Mr. Debasis Misra & Mr. Vinay Garg, Advocates has filed vakalatnama and memo of appearance on behalf of R. Nos. 9 & 1 respectively and has also filed counter affidavit and the same has been included in the Paper Books. A.D. Card duly signed has been received in respect of respondent nos. 2 & 3 but no one has entered appearance on their behalf. Neither A. D. card nor unserved cover has been received back in respect of respondent no. 10.

Thereafter, the matter above mentioned was listed before the Ld. Registrar on 06.09.2013 when he was pleased to pass the following order :

"Counter affidavit on behalf of respondent Nos.1 and 9 has already come on record.

It is pertinent to note that on the last date, the learned Advocate, Mr. Upendra Mishra, appearing on behalf of Mr. Vinay Garg, Advocate-on-Record had accepted notice on behalf of respondent Nos.2 to 8 and undertaken to file

vakalatnama and counter affidavit but till date no steps seems to have been taken.

Respondent Nos.2 to 8 are ordered to proceed ex parte.

No further steps required.

The matter be processed for listing before the Hon'ble Court, as per rules ."

contd..2/-

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It is submitted that Mr. Vinay Garg, Advocate has appeared before the Ld. Registrar's Court on 25.07.2013 and accepted notice on behalf of respondent nos. 2 to 8 and undertaken to file vakalatnama and counter affidavit, but he has not filed the same till date.

The matter above-mentioned is listed before the Hon'ble Court with this report.

Dated this the 8th day of October, 2013.

ASSISTANT REGISTRAR

Copy to:

- 1 Ms. Namita Chaudhary, Advocate
- 2 Mr. Debasis Misra, Advocate
- 3 Mr. Vinay Garg, Advocate

ASSISTANT REGISTRAR