

LISTED ON : 02.02.2015
COURT NO.: 05
ITEM NO. : 01

SECTION XIIA
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

INTERLOCUTORY APPLICATION NOS. 14-16
(Application for injunction and grant of urgent relief)
IN
PETITION FOR SPECIAL LEAVE TO APPEAL(C) NOS. 35911-35913 OF 2011.
WITH
PRAYER FOR INTERIM RELIEF

RAMESH KUAMR JAIN ...PETITIONER
-VERSUS-
GHANSYAMDAS RATHI AND ANR. ...RESPONDENTS

OFFICE REPORT

The matters above-mentioned were listed before the Hon'ble Court on 16th December, 2011, when the Hon'ble Court was pleased to pass the following Order:-

“Delay condoned.

Issue notice to the respondents returnable within eight weeks.

Since respondent No. 1 has entered appearance through counsel on caveat, service of notice on respondent No. 1 is dispensed with.

Let notice be served on respondent No. 2.

Permission is granted to serve notice by dasti as well.

Respondent No. 1 may file counter affidavit, if any, within four weeks.

Rejoinder affidavit, if any, be filed within four weeks thereafter.”

Subsequently, the matters above-mentioned were listed before the Registrar's Court on 10th December, 2014, when he was pleased to pass the following Order:-

“The office report is that the service report from the concerned District Court in respect of the respondent No.2(a) has not been received so far. A reminder shall be issued.

List again on 24.02.2015.”

It is submitted to the Hon'ble Court that Mr. Bijoy Kumar Jain, counsel for the Petitioner has on 18th December, 2014 filed an application for injunction and for grant of urgent relief order and the same is placed below for kind perusal of Hon'ble Court.

It is further submitted that there are two Respondents in the matters. Respondent No.2 has died and Lr. Nos. 2(a) to 2(e) was been taken on record vide Court's order dated 23rd July, 2013 of the Hon'ble Court. Mr. Anil Kumar, counsel for the Respondent No. 1 has not filed counter affidavit. Dr. Kailash Chand, Advocate has entered appearance on behalf of Respondent Nos. 2 (c) and 2(e) and also filed affidavit on their behalf. Service on Respondent Nos.2(b) and 2(d) is complete through affidavit of service but no one has entered appearance on their behalf so far.

Service is not complete on Respondent No. 2(a).

The aforesaid applications in the matters are listed before the Hon'ble Court with this Office Report.

Dated this, the 30th day of January, 2015.

ASSISTANT REGISTRAR

Copy to:

1. Mr. Bijoy Kumar Jain, Advocate, Room No. 302, Prakash Deep Building, III Floor, No.7, Tolstoy Marg, ND.
2. Mr. Anil Kumar, Advocate, 35, Lawyer's Chambers Supreme Court India
3. Dr. Kailash Chand, Advocate, SCBA

ASSISTANT REGISTRAR