

LISTED ON : 20-07-2015
COURT NO.: 04
ITEM NO. : 48

SECTION XIIA
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

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 5th May, 2015, when he was pleased to pass the following Order:-

“The respondent No.1 has failed to file the counter affidavit within the period stipulated under the rules. The respondent No.2(c) & 2(e) have already filed the counter affidavit as gets revealed from the perusal of the office report. Service of notice is complete on the other respondents, but no one has entered appearance on their behalf. Viewed in that context, the matter, shall be processed for listing before the Hon'ble Court on its own turn.”

It is submitted to the Hon'ble Court that there are two Respondents in the matters. Respondent No. 2 is common in all the matters. Mr. Dilip Annasaheb Taur, Advocate has filed Vakalatnama/Appearance on behalf of Respondent No. 1 and has also filed counter-affidavit. The counter-affidavit is being circulated herewith. Dr. Kailash Chand, counsel for Respondent Nos. 2 (c) and 2(e) also filed affidavit on their behalf and the same has been included in the SLP paper-books. Service on

Respondent Nos.2(a), 2(b) and 2(d) is complete through affidavit of service but no one has entered appearance on their behalf so far.

It further submitted that no Rejoinder/Affidavit has been filed in the matters so far.

Service is complete.

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

Dated this, the 16th day of July, 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
4. Mr. Dilip Annasaheb Taur, Advocate, Sector-4/176, Basement, Vaishali

ASSISTANT REGISTRAR