

LISTED ON : 30.03.2015

BEFORE COURT NO.:09

ITEM NO.: 52

SECTION-IX

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

PETITIONS FOR SPECIAL LEAVE TO APPEAL(CIVIL) NOS. 25972 OF 2009, 25821,  
25841, 25923-25924 OF 2008 AND 427, 1223 & 10246 OF 2009

WITH PRAYER FOR INTERIM RELIEF

WITH

INTERLOCUTORY APPLICATION NO. 1

(Application for condonation of delay in filing SLP (C ) No. 25972 of 2009)

AND

INTERLOCUTORY APPLICATION NO.2

(Application for grant of permission to file additional documents in SLP (C ) No. 25821 of 2008)

NARAYANRAO JAGOBAJI GAWANDE PUB. TRUST

...PETITIONER

-VERSUS-

STATE OF MAHARASHTRA & ORS.

...RESPONDENTS

OFFICE REPORT

The matters along with applications above mentioned were listed before the Hon'ble Court on 6<sup>th</sup> January, 2012, when the Court was pleased to pass the following Order:

"Issue fresh notice to the unserved respondents.

Notice be additionally be given by dasti. List these matters immediately after service is complete.

Parties would be at liberty to file counter affidavit in the meantime".

Accordingly, Special Leave Petition (c ) Nos. 427 and 1223 of 2009 were listed before the Hon'ble Judge in Chambers on 16th January, 2013, when His Lordship's passed the following Order:-

SLP (C ) No. 427 of 2009

As per office report dated 12.01.2013, counsel for the petitioner has on 11.01.2013, filed affidavit with proof of service in respect of respondent Nos. 2 to 4.

SLP (C ) No. 1223 of 2009

Issue fresh notice to respondent No.4.  
Dasti, in addition, is also permitted".

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It is further submitted that the service position in the matters above-mentioned is as follows:-

SLP (C ) No. 25972 of 2009

It is submitted for the information of the Hon'ble Court that there are five Respondents in the instant matter. Ms. Anagha S. Desai and Mr. Vimal Chandra S. Dave, Advocates have filed vakalatnama/appearance on behalf of Respondent Nos. 2 and 3 respectively but they have not filed counter affidavits on their behalf so far. Courtier receipt duly signed has been received from Respondent No.1 and in respect of Respondent Nos. 4 and 5, counsel for the petitioner has filed proof of affidavit of dasti service but no one entered appearance on behalf of said respondents so far.

Service of notice is complete.

SLP (C ) No. 25821 of 2008

It is submitted for the information of the Hon'ble Court that there are three Respondents in the instant matter. Ms. Anagha S. Desai, Advocate has filed vakalatnama/appearance and counter affidavit on behalf of Respondent No.1 and the affidavit has already been included in the paper books. Mr. S. M. Jadhav, Advocate has filed vakalatnama/appearance on behalf of Respondent No.3 but he has not filed counter affidavit on behalf of said Respondent. Courtier receipt duly signed has been received from Respondent No.2 but no one entered appearance on behalf of said respondent so far.

It is further submitted that counsel for the petitioner has filed rejoinder affidavit and the same has already been included in the paper books.

It is lastly submitted that counsel for the petitioner has also filed an application for grant of permission to file additional documents. The application is registered as interlocutory application No.2 and has already been included in the paper books.

Service of notice is complete.

SLP (C ) No. 25841 of 2008

It is submitted for the information of the Hon'ble Court that there are four Respondents in the instant matter. Ms. Anagha S. Desai, Mr. A. P. Mayee and Mr. A. Venayagam Balan, Advocates have have filed vakalatnama / appearance on behalf of

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Respondent Nos. 1, 2 and 4 respectively but they have not filed counter affidavits on their behalf so far. Courtier receipt duly signed has been received from Respondent No.3 but no one entered appearance on behalf of said respondent so far.

Service of notice is complete.

SLP (C ) Nos. 25923-25924 of 2008

It is submitted for the information of the Hon'ble Court that there are two Respondents in the instant matters. Ms. Anagha S. Desai, Advocate has filed vakalatnama/appearance on behalf of Respondent No. 1 but she has not filed counter affidavit on behalf said respondent so far. Courtier receipt duly signed has been received from Respondent No.2 but no one entered appearance on behalf of said respondent so far.

Service of notice is complete.

SLP (C ) No. 427 of 2009

It is submitted for the information of the Hon'ble Court that there are five Respondents in the instant matter. Ms. Anagha S. Desai and Mr. Nirnimesh Dube, Advocates have filed vakalatnama/appearance on behalf of Respondent Nos. 1 and 5 respectively but they have not filed counter affidavits on their behalf so far. In respect of Respondent Nos. 2 to 4 counsel for the petitioner has filed proof of affidavit of dasti service but no one entered appearance on behalf of said respondents so far.

Service of notice is complete.

SLP (C ) No. 1223 of 2009

It is submitted for the information of the Hon'ble Court that there are four Respondents in the instant matter. Ms. Anagha S. Desai, Advocate has filed vakalatnama/appearance on behalf of Respondent Nos. 2 and 3 but she has not filed counter affidavits on their behalf so far. Courtier receipt duly signed has been received from Respondent No.1 but no one entered appearance on behalf of said Respondent so far.

It is further submitted that counsel for the petitioner has not filed proof of affidavit of dasti service in respect of Respondent No. 4 so far.

Service of notice is not complete on Respondent No.4.

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SLP (C ) No. 10246 of 2009

It is submitted for the information of the Hon'ble Court that there are two Respondents in the instant matter. Ms. Anagha S. Desai, Advocate has filed vakalatnama/appearance on behalf of Respondent No. 1 but she has not filed counter affidavit on behalf of said Respondent so far. Courtier receipt duly signed has been received from Respondent No.2 but no one entered appearance on behalf of said respondent so far.

Service of notice is complete.

The matters along with applications above mentioned are listed before the Hon'ble Court with this report.

Dated this the 27<sup>th</sup> day of March, 2015.

ASSISTANT REGISTRAR

Copy to:

Mr. R. P. Goyal, Advocate  
Mr. C. S. Ashri, Advocate  
Ms. Anagha S. Desai, Advocate  
Mr. Vimal Chandra S. Dave, Advocate  
Mr. Nirnimesh Dube, Advocate  
Mr. A. P. Mayee, Advocate  
Mr. S. M. Jadhav, Advocate

ASSISTANT REGISTRAR