

LISTED ON: 29.08.2014  
BEFORE COURT NO.: 4  
ITEM NO.: SUPP. LIST

SECTION-IX  
IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

INTERLOCUTORY APPLICATION NO. 5  
(Application for Directions)

IN

PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) NO. 7864 OF 2009 ARISING  
OUT OF SLP(C).....CC NO. 2420 OF 2009

WITH PRAYER FOR INTERIM RELIEF

SHREE SWAMI NARAYAN TEMPLE

...PETITIONER

-VERSUS-

OFFICIAL LIQUIDATOR OF GUJARAT STATE

TEXTILE CORPORATION AND OTHERS

...RESPONDENTS

OFFICE REPORT

The SLP above-mentioned was listed before the Hon'ble Court on 16<sup>th</sup> March, 2009 along with other connected matters, when the Court was pleased to pass the following order:-

“In S.L.P.(C) No. 1866/09, 2583/09 and CC2420/2009

Delay condoned in S.L.P(C) No.....CC2420/2009.

Issue notice . Dasti granted.

Stay of auction till further orders. This stay will continue only up to 29<sup>th</sup> July, 2009, if service is not complete, the stay shall stand vacated.

List on 29<sup>th</sup> July, 2009.”

Interlocutory Application No. 4 i.e. (application for Impleadment) along with Interlocutory Application No. 5 i.e. (application for Directions) were listed before the Hon'ble Court on 09<sup>th</sup> May, 2014, when the Court was pleased to pass the following Order:-

“I.A.NO. 4 (For Impleadment)

Having perused the averments made in the application for impleadment, the application is allowed.

Issue notice to the newly added respondents, returnable on 30.07.2014. They may file their counter affidavit within four weeks from the date of service of notice to them.

I.A.NO. 5 (For Directions

Issue notice on the application for directions returnable on 30.07.2014.

...2/-

Thereafter, the application above-mentioned was mentioned before the Hon'ble Court on 22<sup>nd</sup> August, 2014, when the Court was pleased to pass the following order:-

“List this application on 29<sup>th</sup> August, 2014.”

It is submitted for information of the Hon'ble Court that the instant matter is connected with the Special Leave Petition (Civil) No. 29632 of 2008 (Main Matter) and other connected matters which are final disposal matters and are to be listed before the Hon'ble Court on 08<sup>th</sup> October, 2014.

#### SERVICE POSITION OF SLP

It is submitted for information of the Hon'ble Court that there are three respondents in the instant matter. Respondent No. 1 is represented by Ms. Sushma Suri, Advocate but no counter affidavit has been filed so far. Respondent No. 2 has been served with notice but no one has entered appearance on behalf of the said respondent so far. Pursuant to Hon'ble Court's Order dated 09<sup>th</sup> May, 2014 Respondent No. 3 viz. Ministry of Health and Family Welfare Department, Gujarat has been added as a new respondent and notice returnable for 30<sup>th</sup> July, 2014 has been issued to the said respondent through Ms. Hemantika Wahi, Advocate standing counsel for the State of Gujarat, but she has not filed vakalatnama and appearance so far.

Service of notice is not complete on Respondent No. 3 in the SLP.

#### SERVICE POSITION OF APPLICATION FOR DIRECTIONS.

It is submitted for information of the Hon'ble Court that pursuant to Hon'ble Court's Order dated 09<sup>th</sup> May, 2014 notice returnable for 30<sup>th</sup> July, 2014 was issued to Respondent Nos. 1 and 2. Respondent No. 1 is represented by Ms. Sushma Suri, Advocate but no counter affidavit has been filed so far. Neither A.D. Card nor unserved cover has been received back from Respondent No. 2 so far.

Service of notice is not complete on Respondent No. 2 in the application for directions.

It is further submitted that Mr. Sanjay R. Hegde, Advocate who is not a party in the instant matter has circulated a letter dated 24<sup>th</sup> July, 2014 requesting therein to adjourn the matter in order to file Reply Affidavit in the Interlocutory Application No. 5 i.e. (Application for directions.). Copy of the letter is included in the paper books.

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

Dated this the 28<sup>th</sup> day of August, 2014.

ASSISTANT REGISTRAR

Copy to:

Mr. Nikhil Goel, Advocate

Ms. Sushma Suri, Advocate

Mr. Sanjay R. Hegde, Advocate

ASSISTANT REGISTRAR