

LISTED ON 06.05.2016  
COURT NO. 9  
ITEM NO. 8

SEC.IV-A

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) NO. 29815 OF 2014

Ankur Trivedi

...Petitioners

-Versus-

State of Madhya Pradesh & Ors.

...Respondents

OFFICE REPORT FOR DIRECTION

It is submitted that the office report for direction dated 05.03.2016 in the matter above mentioned was listed before the Hon'ble Court on 14.03.2016, when the Court was pleased to pass the following order:

*“Mr. Justice V.K. Agarwal, former Judge of the Madhya Pradesh High Court was appointed as Court Commissioner vide Order dated 11.05.2015 of this Court. He has expressed his inability to continue as the Court Commissioner in his letter dated 05.01.2016. Therefore, by consent of both the learned counsel for the parties, we appoint Mr. Justice G.D. Saxena, former Judge of the Madhya Pradesh High Court as Commissioner to manage the affairs of the District Co-operative Central Bank, Panna, in place of Mr. Justice V.K. Agarwal. He is requested to comply with the directions contained in the order(s) passed by this Court from time to time preferably within six months from the date of receipt of a copy of this Order.*

*The Registry is directed to send a formal request letter to Mr. Justice G.D. Saxena, former Judge of the Madhya Pradesh High Court for his consent to act as a Commissioner in place of Mr. Justice V.K. Agarwal.*

*It is stated that a copy of the audit report is received by this Court in a sealed cover. Registry is directed to send one set of the copy to the Commissioner for his consideration.*

*List the matter after six months.”*

Accordingly, a certified copy of the order dated 14.03.2016 alongwith a complete copy of SLP paper books and one set of the copy of the Audit Report was sent to Mr. G. D. Saxena, former Judge of the High Court of Madhya Pradesh for his consent to act as a commissioner in place of Mr. Justice V.K. Agarwal.

It is further submitted that a letter dated 30.03.2016 has been received by this Registry on 05.04.2016 from Mr. G. D. Saxena, former Judge of the High Court of M.P. while acknowledging receipt of copy of the order of this Hon'ble Court dated 14.03.2016, has, inter-alia, informed as under:

*"...The assignment as Court Commissioner as appeared is to keep the vigil eye on daily financial affairs of the District Co-operative Bank Panna and also to hold the free and fair elections of the Chair person and board of directors of the Bank also need is continuous devotion with ample time which is to be spent at Panna MP.*

*At this Juncture of my life, personal and my family circumstances prevent me to accept another assignment as directed, while I am already working on present assignment.*

*It does not seem justiciable nor possible to hold both assignment simultaneously on different long distant places.*

*Now I most humbly request to place the above facts as raised in my letter before the Honourable Bench for consideration and for the appropriate directions."*

(Copy of the letter dated 30.03.2016 with enclosures enclosed herewith for perusal of the Hon'ble Court).

It is lastly submitted that paper books of Special Leave Petition have been weeded out after due preservation.

The office report for direction in disposed of matter above mentioned is, therefore, listed before the Hon'ble Court.

Dated this the 28<sup>th</sup> day of April, 2016.

ASSISTANT REGISTRAR

Copy to:

Ms. Abha R. Sharma, Advocate , 101, C.K. Daphtary Block  
 Mr. Rahul Kaushik, Advocate, 51, Lawyers Chambers  
 Mr. Jayant K. Mehta, Advocate, 117, C.K. Daphtary Block  
 Mr. Sarvam Ritam Khan, Advocate, Supreme Court Bar Association  
 Mr. Mohit Kumar Shah, Advocate, 207, New Lawyers Chambers  
 Mr. C.D. Singh, Advocate, A-394, Defence Colony, New Delhi-24  
 Mr. D.S. Mahra, Advocate, C/o Central Agency

ASSISTANT REGISTRAR