

LISTING ON 06.01.2015
COURT NO. 6
ITEM NO. 3

SEC.IV-A

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) NOS. 29815 AND 31553 OF 2014

WITH PRAYER FOR INTERIM RELIEF

WITH

INTERLOCUTORY APPLICATION NOS. 2 AND 5

(Applications for filing additional documents in SLP(C) NO. 29815 OF 2014)

AND

INTERLOCUTORY APPLICATION NOS. 1, 4 AND 6

(Applications for exemption from filing OT in SLP(C) NO. 29815 OF 2014)

AND

INTERLOCUTORY APPLICATION NO. 3

(Application for direction in SLP(C) NO. 29815 OF 2014)

AND

INTERLOCUTORY APPLICATION NO. 1

(Application for exemption from filing OT in SLP(C) NO. 31553 OF 2014)

Ankur Trivedi, Etc.

...Petitioners

-Versus-

State of Madhya Pradesh & Ors.

...Respondents

OFFICE REPORT

SLP(C) NO. 29815 OF 2014

The matter above mentioned was mentioned before the Hon'ble Court on 21.11.2014, when the Court was pleased to pass the following Order:

"Pursuant to our earlier order, Mr. R.C. Ghiya, Secretary, M.P. Co-operative Election Authority and Mr. Monish Shrivastava, Registrar, Co-operative Societies, M.P. are present in the Court. Regard being had to the facts and circumstances, it is directed that Mr. R.C. Ghiya with the help of other authorities shall prepare the electoral roll. He shall collect all the documents that are available from the Society in question as well as take into consideration all the documents that will be produced by the primary societies including the proceeding register. Needless to say, our direction in this regard is not exhaustive. He shall prepare the list as per the provisions engrafted under the Madhya Pradesh Co-operative Societies Act, 1960 within four weeks from today. The members and primary co-operative societies are at liberty to file their respective objections before the said authority. Their objections shall be considered by ascribing reasons and not rejected by a cryptic order.

The earlier interim order in connection with the board of Directors of the Society shall remain in force. Liberty is granted to all the parties to file additional documents and affidavit, if so advised. The affidavit filed today may be taken on record.

Let the matter be listed on 6.1.2015.

In the meantime the Board of Directors shall not enjoy any other fiscal facilities.

Mr. Monish Shrivastava, Registrar, Co-operative Societies, MP and Mr. R.C. Ghiya, Secretary, M.P. Co-operative Election Authority shall remain present on 6.1.2015.

List Petition for Special Leave to Appeal (Civil) No. 31553 of 2014 along with the matter.”

It is submitted that notice of hearing was issued to Mr. Monish Shrivastava, Registrar, Co-operative Societies, MP and Mr. R.C. Ghiya, Secretary, M.P. Co-operative Election Authority on 09.12.2014 by Speed Post.

It is submitted that Mr. Rajesh Srivastava, Advocate for the Petitioner has filed application for direction , Annexures A-1 to A-6, with application for exemption from filing OT, which have been registered as I.A. Nos. 3 and 4.

It is submitted that Mr. Sarvam Ritam Khan, Advocate has filed vakalatnama/appearance on behalf of Respondent Nos. 9, 13, 14 and 17, but not filed counter affidavit.

It is also submitted that Mr. Rahul Kaushik, Advocate for Respondent No. 6 has filed application for permission to file additional documents with affidavit, Annexures R-11 to R-21 alongwith application for exemption from filing OT, but some pages are having dim impression.

It is further submitted that he also filed counter affidavit on behalf of Resopndent No. 6, Annexures R-1 to R-10 without serving its copy on Mr. Rajesh Srivastava, Advocate for Petitioner and Mr. Sarvam Ritam Khan, Advocate for Respondent Nos. 9, 13, 14 and 17.

It is further submitted that he has also filed application for permission to file additional documents with Annexure R-22 without serving its copy on Mr. Sarvam Ritam Khan, Advocate for Respondent Nos. 9, 13, 14 and 17.

It is further submitted that Mr. Sarvam Ritam Khan, Advocate has on 05.01.2015 filed counter affidavit on behalf of Respondent Nos. 9, 10, 14 and 17 (whereas vakalatnama/appearance filed on behalf of Respondent Nos. 9, 13, 14 and 17), application for permission to file additional documents and urging additional grounds alongwith Annexures R-1 to R-4, reply to the application for direction and application for exemption from filing official translation, with leave to the Hon'ble Court, without serving its copy of Mr. Jayant Kumar Mehta, Advocate for Respondent No. 8.

It is lastly submitted that Mr. Rajesh Shrivastava, Advocate for petitioner has on 05.01.2015 with leave of the Hon'ble Court, filed application for permission to file additional documents and Annexures A-1 to A-12 and application for exemption from filing official translation which is registered as I.A. Nos. 5 and 6 respectively.

As the matter is on board, documents are being circulated to the Hon'ble Court.
Service of show cause notice is complete.

SLP(C) NO. 31553 OF 2014

The Special Leave Petition above mentioned has been filed against the final Judgment and Order dated 14.10.2014 passed by the High Court of Madhya Pradesh at Jabalpur in Writ Petition No. 13806/2014 PIL.

It is submitted that Special Leave Petition (C) No. 29815 of 2014 arising out of same judgment was listed before the Hon'ble Court on 12.11.2014 when the Court was pleased to direct issue of notice and the same is also listed before the Hon'ble Court (Copy of order dated 12.11.2014 enclosed).

It is further submitted that the Civil Appeal No. 4691 of 2013 arising out of Special Leave Petition (C) No. 6860 of 2012 was dismissed by this Hon'ble Court on 16.05.2013 (Copy of order dated 16.05.2013 enclosed).

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

Dated this the 5th day of January, 2015.

ASSISTANT REGISTRAR

Copy to: Mr. Rajesh Srivastava, Advocate
104, Block III, Supreme Court of India

Mr. Rahul Kaushik, Advocate
51, Lawyers Chambers, Supreme Court

Mr. Jayant K. Mehta, Advocate
117, Lawyers Chambers, C.K. Daphtary Block
Tilak Lane, New Delhi-110001

Mr. Sarvam Ritam Khan, Advocate
Supreme Court Bar Association

Mr. Mohit Kumar Shah, Advocate
207, New Lawyers Chambers, Supreme Court

ASSISTANT REGISTRAR

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