

LISTING ON 12.07.2016
COURT NO. 11
ITEM NO. 51

SEC.IV-A

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITIONS FOR SPECIAL LEAVE TO APPEAL (CIVIL) NOS. 211 & 2107 OF 2015
WITH PRAYER FOR INTERIM RELIEF
WITH
INTERLOCUTORY APPLICATION NO. 1
(Application for intervention in SLP © No. 211/2015)

Ramakrishna and Ors. etc. ...Petitioner(s)

-Versus-

The State of Karnataka & Ors. etc. ...Respondent(s)

OFFICE REPORT

The matters above mentioned were listed before the Hon'ble Court on 16.01.2015, when the Court was pleased to pass the following Order:

“ Delay is condoned in S.L.P.(C)..... CC No. 800 of 2015.

Issue notice in both the matters.

Liberty to serve the Standing Counsel for the State Karnataka is granted ”

SLP © No. 211 of 2015

It is submitted that there are six respondents. M/s V.N. Raghupathy and Akshat Shrivastava, Advocates have filed vakalatnama/memo of appearance on behalf of Respondent Nos. 1-4 and 5 respectively. Counsel for Respondent Nos. 1 to 4 have not filed counter affidavit. Counsel for Respondent No. 5 has filed counter affidavit on behalf of Respondent No. 5 but its copy has not been served on Mr. V.N. Raghupathy, Advocate for Respondent Nos. 1 to 4 and some pages are in dim impression. However, the same has been included in the paper books. Respondent No. 6 has been served through dasti notice but no vakalatnama/memo of appearance is filed.

Service of show cause notice is complete.

It is further submitted that counsel for the petitioner has on 17.08.2015 filed an application for intervention (I.A. No. 1) and the same has also been included in the paper books.

SLP © No. 2107 of 2015

It is submitted that there are eight respondents. Mr. Akshat Shrivastava, Advocate filed vakalatnama/memo of appearance on behalf of Respondent No. 1 and has also filed counter affidavit and the same has been included in the paper books. AD Cards duly signed received in respect of Respondent Nos. 2, 4 & 6 and Respondent No. 7 served through Trial Court. Respondent Nos. 3 & 5 served through dasti service but, no vakalatnama/memo of appearance filed on behalf of Respondent Nos. 2 to 7. Respondent No. 8 has been deleted vide Court's order dated 02.11.2015.

Service of show cause notice is complete.

Thereafter, the matter above mentioned was listed before the Registrar Court from time to time and when lastly listed on 01.12.2015, the following Order was passed:

“ SLP(C) No. 211/2015

Respondent Nos.1 to 4 have failed to file the counter affidavit within the period stipulated under the rules. Service of notice is complete on the respondent No.6 but no one has entered appearance on his behalf.

Respondent No.5 has failed to cure the defects found in the counter affidavit despite opportunities. Therefore, the Counter Affidavit filed by him is taken off the record. Viewed in that context, the matter shall be processed for listing before the Hon'ble Court under the rules.

SLP(C) No. 2107/2015

Respondent No.1 has already filed the counter affidavit. Service of notice is complete on the respondent Nos.2 to 7 but no one has entered appearance on their behalf. Respondent No.8 has already been deleted by order dated 2.11.2015 of the Hon'ble Judge in Chamber. Viewed thus, the matter shall be processed for listing before the Hon'ble Court under the rules. ”

In view of the above said order, the matter is listed before the Hon'ble Court with this Office Report.

Dated this the 5th day of July, 2016.

Copy to: Mr. Dinker Kalra, Advocate
Mr V.N. Raghupathy, Advocate
Mr. Akshat Shrivastava, Advocate

ASSISTANT REGISTRAR

ASSISTANT REGISTRAR

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