

SECTION XVII

MATTER FOR :  
R/COURT NO.  
ITEM NO.

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION  
**CIVIL APPEAL NO. 10301 OF 2014 and 4037 of 2015**

Gujarat Urja Vikas Nigam Ltd.. ...Appellant

VERSUS

Gujarat Electricity Regulatory Commission & ors. ...Respondent

**OFFICE REPORT**

The matter above mentioned was listed before the Id. Registrar Court on 24<sup>th</sup> April, 2015 when the Court was pleased to pass the following order:

**"The Learned counsel for the respondent No. 17 has stated that the petitioner has not provided the copies of the pleadings to him. The learned counsel for appellant is directed to provide the copies of the pleadings to the learned counsel within a weeks' time and file proof. The respondent shall file the Counter Affidavit within a period of four weeks, thereafter.**

**Dr. Richa Awashti, Ld. Advocate has appeared on behalf of the respondent No. 79. She seeks and is given four weeks time to file the vakalatnama and the counter affidavit. The other served respondents shall also be at liberty to file the counter affidavit within a period of four weeks.**

**The office report indicates that the counter affidavit filed by the learned counsel for the respondent Nos.30,16,29,40,60,67, 74, 76 and 78 is defective. The learned counsel shall within a period of four weeks cure the defects whatever have been found in the said counter affidavit whereafter no further extension shall be given.**

**List again on 13.8.2015."**

It is submitted that Counsel for the appellant has not filed proof of service of pleadings to counsel of respondent no. 17. Dr. Richa Awasthi, have not filed vakalatnama and counter affidavit on behalf of respondent no. 79. Mr. Anirban Bhattacharya, Advocate has on 24.04.15 filed counter affidavit on behalf of respondent nos. 12,21,30 and 47. M/s Khaitan & Co, advocates has entered appearance on behalf of respondent no. 55. Counsel for respondent no. 31 and 39 have filed counter affidavit. Mr. Yashpal Dhingra, Advocate has entered appearance on behalf of respondent no. 35. Mr. Shekhar Prit Jha, Advocate has on 30.07.15 filed reply on behalf of respondent no. 77 but the same is defective as the copy is not served to other respondents. Mr. Jitendra Kumar, Advocate has on 01.08.2015 filed vakalatnama on behalf of respondent no. 27 but the same is defective as the vakalatnama does not bear the rubber stamp of the Company

respondent. Counsel for respondent no. 40, 16,29,67 and 78 have cured the defects in the counter affidavit they filed.

**CIVIL APPEAL NO. 4037 OF 2015**

The matter above mentioned was listed before the Hon'ble Court on 24<sup>th</sup> April, 2015 when the Court was pleased to pass the following order:

**"Delay condoned.  
Appeal admitted.  
Tag with C.A. No. 10301/2014."**

It is submitted that NLPA was issued to all the 81 respondents through Tribunal.M/S Khaitan & Co., Parekh & Co.,Naveen Kumar and Yashpal Dhingra, Advocates have entered appearance on behalf of respondent no. 55, 31, 40 and 35 but have not filed counter affidavit. Letter dated 15.07.2015 is received from the Tribunal with the following Service reports:

<b><u>Respondent nos.</u></b>	<b><u>Reason/Remark</u></b>
8, 16, 28 and 59	Door Locked – Intimation served
10, 12 and 26	Unclaimed
11 and 44	Addresse moved
22, 77 and 80	Insufficient Address
65	Service returned – Improper name & Address
68	Service returned , unclaimed
79	Missent

The matters above-mentioned are listed before the Ld. Registrar Court with this Office Report.

Dated this the 12<sup>th</sup> day August, 2015.

ASSISTANT REGISTRAR

Copy to : Ms. Hemantika Wah, Adv.  
Mr. Sakya Singh Chaudhari, Adv.  
Mr. Pukhrambam Ramesh Kumar, Adv.  
Ms. Manisha T. Karia, Adv.  
Mr. E.C. Agrawala, Adv.  
Mr. Rupesh Kumar, Adv.  
Mr. Anirban Bhattacharya, Adv.  
Mr. Mr. Naveen Kumar, Adv.  
Mr. Jitendra Kumar, Adv.  
Mr. N.L. Ganapathi, Adv.  
Mr. Umesh Kumar Khaitan, Advocate  
M/s Parekh & Co., Advocate  
Mr. Yashpal Dhingra, Advocate

ASSISTANT REGISTRAR