

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

WRIT PETITION (CIVIL) NO. 507 OF 2015

(UNDER ARTICLE 32 OF THE CONSTITUTION OF INDIA)

WITH

INTERLOCUTORY APPLICATION NOS. 1, 2, 4 & 6

(APPLICATION FOR DIRECTIONS)

AND

INTERLOCUTORY APPLICATION NOS. 3, 5 & 8

(APPLICATION FOR EXEMPTION FROM FILING OFFICIAL TRANSLATION)

AND

INTERLOCUTORY APPLICATION NO. 7

(APPLICATION FOR IMPLEADMENT)

ROSHAN SINGH & ANR.

...PETITIONERS

-VERSUS-

STATE OF U.P. & ORS.

...RESPONDENTS

OFFICE - REPORT

The Writ Petition above-mentioned was listed before the Hon'ble Court on 07.08.2015, when the Court was pleased to pass the following order:

"Issue notice on the writ petition as well as on the prayer relating to interim relief."

It is submitted that pursuant to the aforesaid order, show cause notice was issued to all the three respondents. Mr. C. D. Singh, Advocate has on 23.01.2016 filed vakalatnama/appearance on behalf of all the respondents i.e. State of U.P.

It is further submitted that the instant writ petition was listed before the Court of Registrar from time to time regarding counter affidavit and was lastly listed on 20.07.2016, when the Court was pleased to pass the following order:

"Despite last opportunity having been granted, all the respondents have not filed counter affidavit. As such, further opportunity is declined.

Registry to process the matter for listing before the Hon'ble Court, however, alongwith the connected matters."

It is further submitted that Mr. C.D. Singh, Advocate has on 23.08.2016 filed reply affidavit on behalf of State of U.P. (Copy of the same is already included in the paperbooks).

It is further submitted that Mr. Varinder Kumar Sharma, Advocate has on 20.11.2015 filed an application for directions alongwith application for exemption from filing official translation and the same have been registered as I.A. Nos. 2 & 3 respectively. (Copies of the same are already included in the paperbooks.)

It is further submitted that Mr. Varinder Kumar Sharma, Advocate has on 16.02.2016 filed an application for directions alongwith application for exemption from filing official translation and the same have been registered as I.A. Nos. 4 & 5 respectively. (Copies of the same are already included in the paperbooks.)

It is further submitted that I.A. Nos. 4 & 5 in the instant writ petition was listed before the Hon'ble Court on 04.03.2016, when the Court was pleased to pass the following order:

"List along with C.A. No. 2608/2011."

It is further submitted that Mr. Varinder Kumar Sharma, Advocate has on 10.11.2016 filed rejoinder affidavit on behalf of the petitioners against the reply to application for direction on behalf of the State of Uttar Pradesh with the permission of the Hon'ble Court. He has also filed an application for directions which has been registered as I.A. No.6 (Copies of the same are already included in the paperbooks).

It is further submitted that I.A. Nos. 4 & 5 in the Writ Petition above-mentioned were listed before the Hon'ble Court from time to time and was lastly listed on 15.11.2016, when the Court was pleased to pass the following order:

"Let the matter be listed in the second week of February, 2017, for final disposal. Pleadings shall be completed in the meantime."

It is further submitted that the matter above-mentioned was listed before the Hon'ble Court on 21.11.2016 with T.P.(C) No.1900 of 2016, when the Court was pleased to pass the following order:

"Issue notice returnable within six weeks.

In the meantime, there shall be stay of further proceedings in writ petition Service Bench No.24634 of 2016 titled as Manoj Kumar & Anr. vs. State of U.P. thru Secy. Public Works Deptt. L.Ko & Anr. pending before the High Court of Judicature of Allahabad at Lucknow, as earlier we have directed that the High Court shall not entertain the lis in connection with the judgment passed in U.P. Power Corporation Ltd. vs. Rajesh Kumar & Ors. [(2012) 7 SCC 1]."

It is lastly submitted that Mr. Nikhil Majithia, Advocate has on 07.02.2017 filed an application for impleadment as party respondent alongwith application for exemption from filing official translation on behalf of four applicants viz. Anil Kumar & Ors. The said applications have been registered as I.A. Nos. 7 & 8 respectively. (Copy of the same is being circulated herewith.)

Service of notice is complete.

The Writ Petition alongwith applications above-mentioned are listed before the Hon'ble Court with this Office Report.

Dated this the 10th day of February, 2017.

Copy to:-

Mr. Varinder Kumar Sharma, Advocate

Mr. C. D. Singh, Advocate

Mr. Nikhil Majithia, Advocate

ASSISTANT REGISTRAR

ASSISTANT REGISTRAR