

IN THE SUPREME COURT OF INDIA
CRIMINAL ORIGINAL JURISDICTION**CRIMINAL MISC. PETITION NO. 5874 OF 2016**(APPLICATION UNDER ORDER V, RULE 1(4) OF THE SUPREME COURT RULES, 2013
RELATING TO THE CONDUCT OF THE WRIT PETITION)

IN

WRIT PETITION (CRL.) NO. 164 OF 2015

(UNDER ARTICLE 32 OF THE CONSTITUTION OF INDIA)

BIPIN BIHARI SINGH

...PETITIONER

-VERSUS-

UNION OF INDIA & ORS.

...RESPONDENTS

OFFICE - REPORT

The Writ Petition along with application above-mentioned was listed before the Hon'ble Court on 21.09.2015 along with other connected matters, when the Court was pleased to pass the following order *inter-alia*:

"W.P.(Crl.) No. 164/2015**Issue notice limited to the prayer in paragraphs
1(f) and 2(c)."**

It is submitted that pursuant to the aforesaid order, show cause notice was issued to all four respondents. Ms. Sushma Suri, Mr. B.V. Balaram Das and Mr. Tapesh Kumar Singh, Advocates have filed vakalatnama on behalf of respondent nos. 1, 2 and 4 respectively. Mr. Tapesh Kumar Singh, Advocate has also filed counter affidavit on behalf of respondent no. 4. No one has entered appearance on behalf of respondent no. 3 though served with notice.

It is further submitted that the counsel for the petitioner has on 29.03.2016 filed an application under Order V, Rule 1(4) of the Supreme Court Rules, 2013 relating to the conduct of the writ petition. The said application has been registered as Crl.M.P. No. 5874 of 2016.

It is further submitted that the matter above-mentioned was listed before the Court of Ld. Registrar from time to time and was lastly listed on 18.03.2016, when the following order was passed:

"The respondent No.4 has already filed the counter affidavit. The respondent No.1 has failed to file the counter affidavit within the period stipulated under the rules. Service of notice is complete on the respondent No.3, but no one has entered appearance on his behalf. Mr.R.K.Verma, Ld.counsel on behalf of Mr.B.V.Balram Das undertakes to file vakalatnama for the respondent No.2 (CBI) today itself. If the vakalatnama is filed today, office may receive it. List the matter before the Hon'ble Court as per rules."

Service of notice is complete in Writ Petition.

The application in the writ petition aove-mentioned is listed before the Hon'ble Court with this office report.

Dated this the 11th day of May, 2016.

ASSISTANT REGISTRAR

Copy to:

Mr. R.Ayyam Perumal, Advocate

Ms. Sushma Suri, Advocate

Mr. Tapesh Kumar Singh, Advocate

Mr. B.V. Balaram Das, Advocate

ASSISTANT REGISTRAR