

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (C) No. 16957 OF 2015  
WITH  
PRAYER FOR INTERIM RELIEF

M/s Lanco Anpara Power Ltd.

.....Petitioner

Versus

State of Uttar Pradesh & Ors.

....Respondents

**OFFICE REPORT**

The matter above-mentioned was listed before the Hon'ble Court on 9<sup>th</sup> July, 2015 when the Hon'ble Court was pleased to pass the following order:-

**“Issue Notice.**

**In the meantime, there will be stay of operation of the impugned notices dated 14.03.2011 and 02.04.2011.”**

Accordingly, show cause notice was issued to all the four respondents on 27<sup>th</sup> July, 2015 through registered A.D. Post. Mr. R.P. Mehrotra, Advocate, has on 8<sup>th</sup> September, 2015, filed Vakalatnama/Appearance on behalf of respondent Nos. 1, 2 & 4.

The office report with regard to service position of respondent No. 3 and not filing of counter affidavit was listed before the Ld. Registrar Court on 9<sup>th</sup> October, 2015, when the following order was passed:-

**“Respondent Nos. 1, 2 and 4 have yet to file the counter affidavit. Be filed within four weeks, as last opportunity. Petitioner to provide the complete set of the pleadings within two weeks. Period of four weeks for filing counter affidavit shall reckon thereafter.**

**For respondent No. 3, petitioner still to take fresh steps to effect service.**

**List again on 12.1.2016.”**

It is submitted that Mr. S.N. Terdal, Advocate, has on 28<sup>th</sup> October, 2015 filed vakalatnama/appearance on behalf of respondent No. 3. The counsel for respondent Nos. 1, 2 & 4 has on 10<sup>th</sup> February, 2016 filed counter affidavit and copy of the counter affidavit has been included in the paper books.

It is further submitted that the office report was lastly listed before the Ld. Registrar Court on 14<sup>th</sup> March, 2016, when the following order was passed:-

**“Counter affidavit of respondent nos. 1, 2 and 4 got filed on 10.2.2016 but after the opportunity already declined vide order dt. 12.1.2016.**

**Respondent no. 3 has failed to file counter affidavit despite order dt. 12.1.2016. Further opportunity is therefore declined.  
Hence process as per rules.”**

It is lastly submitted that counsel for respondent No. 3 has not filed counter affidavit so far.

The matter is listed before the Hon'ble Court with this office report.

Dated this the 8<sup>th</sup> day of July, 2016.

ASSISTANT REGISTRAR

Copy to :

1. Mr. Umesh Kumar Khaitan, Advocate  
D-41, Defence Colony,  
New Delhi.
2. Mr. Ravi Prakash Mehrotra, Advocate  
(Standing Counsel for the State of  
Uttar Pradesh)
3. Mr. S.N. Terdal, Advocate  
Central Agency Section.

ASSISTANT REGISTRAR

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