

SECTION IVB

Listed on.09.02.2017

Court No.R-1

IN THE SUPREME COURT OF INDIA Item No.

CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL)NOS. 6037,  
6087, 6331, 6399, 6429, 6433 AND 6447 OF 2016  
WITH PRAYER FOR INTERIM RELIEF

M/S Aerens Jai Realty Pvt Ltd ...Petitioner(s)  
Versus  
State Of Haryana & Ors. ...Respondent(s)

OFFICE REPORT

The matters above mentioned were listed before the  
Ld. Registrar on 03.01.2017, when the following order was  
passed:-.

" The Ld. Counsel for the petitioner  
submits that he had taken fresh steps prior  
to passing of previous order but the  
registered envelopes and A.Ds have not been  
received back and therefore, no further  
steps were required to be taken as in case  
the A.Ds are not received back nor  
registered envelopes are received back, the  
service is deemed to be complete. Registry  
to verify and submit a detailed report  
showing as to when the registered A.Ds were  
despatched to all the respondents and  
whether the A.Ds or registered envelopes are  
received back or not. However, in the  
meantime, the Ld. Counsel for the  
petitioners are at liberty to take fresh  
steps and if so, notice be issued  
accordingly and the track reports be  
submitted on the next office report.

List again on 9.2.2017."

It is submitted that counsel for the petitioners  
filed spare copies in all the matters and accordingly,  
show cause notice were issued in all the matters by usual  
mode as wellas dasti through Registered A.D. The details  
are given below:

S. No.	SLP Number	Date of spare copies files	Date of Show Cause Notice issued
1	SLP(C) No.6037/16	18.03.2016	11.04.2016
2	SLP(C) No.6087/16	18.03.2016	08.04.2016
3	SLP(C) No.6331/16	19.03.2016	08.04.2016
4	SLP(C) No.6399/16	19.03.2016	08.04.2016
5	SLP(C) No.6429/16	19.03.2016	08.04.2016
6	SLP(C) No.6433/16	19.03.2016	08.04.2016
7	SLP(C) No.6447/16	19.03.2016	08.04.2016

Neither AD Cards nor unserved covers containing notice have been received in all the above mentioned matters. The matter was listed on 12.08.2016 alongwith SLP (C) No. 5459 of 2016 in Registrar Court and inadvertently it was submitted in office report dated 11.08.2016 that counsel for the petitioner had not filed spare copies of SLP for issuance of notice although show cause notice was already issued as mentioned in above table. Correct position in this matter was placed in office report dated 06.09.2016 and the matters were again listed on 07.09.2016, when the following order was passed:-.

" From the perusal of the office report and record, it is revealed that on the basis of a wrong office report matters were directed to be listed before the Hon'ble Judge in Chambers for further directions and Registry has shown regrets for the omission. The concerned Branch Officer is directed to remain careful in future.

Fresh steps to be taken for service of the unserved respondents within two weeks. Notice thereafter be issued.

List again on 17.11.2016."

It is further submitted that Mr. Senthil Jagadeesan, Advocate for the petitioner in SLP (C) No. 6331 of 2016 filed spare copies and fresh show cause notice has been issued. Tracking report in SLP (C) No. 6331 of 2016 is as under:

Respondent No.	Resident of	Delivered at
1	Sector17, Chandigarh	Delivered at Chandigarh GPO
2	Sector 6, Panchkula,	Delivered at Sector-8, Panchkula
3	Sector17, Chandigarh	Delivered at Chandigarh GPO

It is lastly submitted that Mr. Alok Gupta, Advocate for the petitioner in SLP (C) No. 6037, 6087, 6399, 6429, 6433, 6447 of 2016 has neither filed affidavit of Dasti nor has taken any step for effecting service on unserved respondents in all these matters so far. Hence, notice could not be issued in these matters.

Service of notice is incomplete in SLP (C) No. 6037, 6087, 6399, 6429, 6433, 6447 of 2016.

The matters are listed before the Id. Registrar's Court with this office report.

Dated this the 31<sup>st</sup> day January, 2017.

ASSISTANT REGISTRAR

Copy to:-Mr. Alok Gupta, Adv.  
Mr. Senthil Jagadeesan, Adv.

ASSISTANT REGISTRAR

Com1/Mty