

SECTION IVB

Listed on 22.11.2016  
Court No. 11  
IN THE SUPREME COURT OF INDIA Item No. 10  
CIVIL APPELLATE JURISDICTION

PETITIONS FOR SPECIAL LEAVE TO APPEAL(CIVIL)NOS. 33902-33909 OF 2014, 10832 OF 2015, SC-3067-3082, 4152-4155, 5444-5448, 3661, 7086-7090, 10365-10370, CC No. 8199-8213, SC 28334 @ CC No. 11339/2016, SC 28330 @ CC No. 11499/2016, SC No. 28326 @ CC No. 8883/2016, SC-18577, SC No. 28287-28289 @ CC Nos. 16815-17/2016, SC No. 28291-28294 @ CC Nos. 16275-16278/2016 of 2016, SC-29366-29367, 29340-43, 29473-74, 31831-32, 32788-42, CC-19034-39 and 18893-94 of 2016.

WITH PRAYER FOR INTERIM RELIEF

AND

INTERLOCUTORY APPLICATION NO. 25-26 in SLP (C) No. 33902-33909/2014

(Application for substitution)

AND

INTERLOCUTORY APPLICATION NO. 27-28 in SLP (C) No. 33902-33909/2014

(Application for condonation of delay in filing substitution application)

Haryana State Industrial & Infrac.  
Development Corp. Ltd. Etc. Etc. ...Petitioner(s)

**Versus**

Des Raj & Ors. Etc. Etc. ...Respondent(s)

OFFICE REPORT

SLP(C) Nos.33902-33909/2014

The matter above mentioned was listed before the Hon'ble Court on 01.12.2014, when the Court was pleased to pass the following order:-

" It is informed that this case is covered by the decision of this Court in "Haryana State Industrial Development Corporation Limited vs. Udal and others etc. Etc." reported in (2013) 14 SCC 506 decided on 2nd July, 2013.

Issue notice both on the application for condonation of delay as well as SLP returnable within four weeks.

Dasti, in addition, is permitted."

Accordingly, show cause notice was issued to all the respondents through registered A.D. Post.

Service positions of each SLP is as under:-

SLP	Total Resp.	Service Thr. Dasti/A.D	V/A	Neither A.D	Remarks
33902	5	1-5	-	-	Complete
33903	1	1	-	-	Complete
33904	1	-	1	-	Complete
33905	1	1	-	-	Complete
33906	1	-	-	-	Incomplete as sole Resp. (dead)
33907	15	1-6,8,14,15	9-13	-	Incomplete R-7 (Dead)
33908	1	-	1	-	Complete
33909	1	1	-	-	Complete

It is further submitted that now Respondent No. 1 in SLP (C) No. 33906/2014 and Respondent No. 7 in SLP (C) No. 33907/2014 have been reported to be dead and notice was directed to be issued on I.A. for substitution in respect of above said respondents vide Hon'ble Chamber Judge order dated 04.04.2016. But Counsel for the petitioner has filed spare copy barred by time by eight days and office report for direction has been updated in Chamber Pool.

Service of show cause notice is incomplete in respect of sole respondent in SLP (C) No. 33906/2014 and Respondent No. 7 in SLP (C) No. 33907/2014.

SLP (C) No. 10832/2015

The matter above mentioned was listed before the Hon'ble Court on 13.04.2015, when the Court was pleased to pass the following order:-

“ Exemption from filing certified copy of the impugned judgment is allowed.

I.A. for deletion of proforma respondents is allowed.

Issue notice.

Tag with SLP(C)Nos. 33902-33909 of

2014 (@ CC Nos. 18542-18549 of 2014)."

It is submitted that there are total 14 respondents and Respondent Nos. 3 to 14 have been deleted from the array of parties vide Court's order dated 13.04.2015.

It is further submitted that Mr. Sanjay Kumar Visen, Advocate has filed Vakalatnama & Memo of Appearance on behalf of Respondent No. 1 & 2 which is barred by time by 37 days as per Court's order dated 16.02.2016. He has not filed Counter Affidavit on behalf of Respondent Nos. 1 & 2.

It is also submitted that Counsel for the petitioner has not filed proof of service the pleadings to the Counsel for the respondents so far.

Service of show cause notice is complete.

The matter above mentioned was lastly listed before the Ld. Registrar's Court on 04.07.2016, when the following Order was passed:-

" The office report indicates that the Ld. Counsel for the petitioner has failed to serve the copy of the pleadings to both the respondents for filing the counter affidavit. List the matter before the Hon'ble Court with appropriate office report."

SLP (C) No. 3067-3082/2016

The matters above mentioned were listed before the Hon'ble Court on 27.01.2016, when the Court was pleased to pass the following order:-

" Permission to file special leave petitions, filed by the LRs. is granted.  
Delay in filing substitution applications is condoned.  
Substitution allowed.  
Issue notice by speed post.  
Tag with SLP(C)No.10832/2015.  
Proceedings pending before the trial court shall remain stayed.

It is directed that if other land owners have been paid compensation as per judgment dated 2nd July, 2013, passed by this Court in Civil Appeal Nos.4843-4940 of 2013 [Haryana State Industrial Development

Corporation Ltd. Vs. Udal & Ors. Etc.], the petitioners shall also be paid accordingly. The compensation so paid shall be subject to final orders that might be passed by this Court.

It would be open to the parties to place on record the details with regard to evidence, which has already been adduced, in tabular form.”

It is submitted that pursuant to the aforesaid order, show cause notice was issued on 09.03.2016 to all the respondents. Dr. Monika Gusain, Advocate has filed Vakalatnama & Memo of Appearance on behalf of Respondent No. 1 (State of Haryana) in all the matters. Mr. Shekhar Kumar, Advocate has filed Vakalatnama & Memo of Appearance along with Counter Affidavit on behalf of Respondent No. 2 in SLP (C) No. 3067, 3069, and Respondent No. 4 in SLP (C) No. 3071, 3073 and Respondent No. 3 in SLP (C) No. 3075, 3077, 3079 & 3081 of 2016. The same is circulated before the Hon'ble Court. Neither A.D. cards nor unserved covers containing notice have been received back from respondent nos. 3-5 so far.

SLP (C) Nos. 4152-4155, 5444-5448/2016

The matters above mentioned were listed before the Hon'ble Court on 15.02.2016, when the Court was pleased to pass the following order:-

“ Delay condoned.  
Tag with SLP(Civil)Nos.3067-3082 of  
2016.  
Compensation as determined by the  
Reference Court be paid to the land owners.”

It is submitted that pursuant to the aforesaid order, the matters above mentioned are tagged with SLP (C) No. 3067-3082/2016.

SLP (C) No. 3661/2016

The matter above mentioned was listed before the Hon'ble Court on 26.02.2016, when the Court was pleased

to pass the following order:-

" Tag with SLP (C) Nos. 3086-3135 of 2016."

It is submitted that pursuant to the aforesaid order, the above mentioned is tagged with SLP (C) Nos. 3086-3135 of 2016.

SLP (C) No. 7086-7090/2016

The matter above mentioned was listed before the Hon'ble Court on 08.03.2016, when the Court was pleased to pass the following order:-

" Delay condoned.  
Tag with SLP(C)Nos.....CC  
Nos.2585-2586/2016.  
Compensation, as determined by the Reference Court, be paid to the land owners. The said payment shall be subject to the final outcome of the present proceedings."

It is submitted that pursuant to the aforesaid order, the above mentioned is tagged with SLP (C) Nos. 3086-3135 of 2016.

SLP (C) Nos. 10365-10370/2016

The matter above mentioned was listed before the Hon'ble Court on 01.04.2016 when the Court was pleased to pass the following order:-

" Permission to file the special leave petitions is granted.  
Delay in filing the substitution applications is condoned.  
The applications for substitution are allowed.  
Tag with S.L.P.(C) Nos.5444-5448 of 2016 arising out of CC Nos. 2585-2586 of 2016.  
Compensation, as determined by the Reference Court, be paid to the land owners. The said payment shall be subject to the final outcome of the present proceedings."

It is submitted that pursuant to the aforesaid order, the matters above mentioned are tagged with SLP (C) Nos. 5444-5448 of 2016. Cause title has been amended

accordingly and also included in SLP paper books.

SLP (C) No. CC No. 8199-8213/2016

The matters above mentioned were listed before the Hon'ble Court on 02.05.2016, when the Court was pleased to pass the following order:-

" Tag with SLP(C)No. 10832/2015.  
Proceedings pending before the trial court shall remain stayed.  
It is directed that if other land owners have been paid compensation as per judgment dated 2nd July, 2013, passed by this Court in Civil Appeal Nos.4843-4940 of 2013 [Haryana State Industrial Development Corporation Ltd. Vs. Udal & Ors. Etc.], the petitioners shall also be paid accordingly. The compensation so paid shall be subject to final orders that might be passed by this Court.  
It would be open to the parties to place on record the details with regard to evidence, which has already been adduced, in tabular form."

It is submitted that pursuant to the aforesaid order, the above mentioned matters are tagged with SLP (C) No. 10832/2015.

SC 28334 @ CC No. 11339/2016, SC 28330 @ CC No. 11499/2016, SC No. 28326 @ CC No. 8883/2016, SC-18577

The matters above mentioned were listed before the Hon'ble Court on 29.06.2016, when the Court was pleased to pass the following order:-

" Permission to file SLPs is granted.  
Delay condoned.  
Substitution allowed.  
Application for deletion of proforma respondents is granted. Respondent Nos.2 & 3 are deleted from the array of parties at the risk of the petitioners.  
Tag with SLP(C)No.10832/2015."

It is submitted that pursuant to the aforesaid order, the above mentioned SLPs are tagged with SLP (C) No. 10832/2015.

It is further submitted that Dr. Kailash Chand, Counsel for the petitioner has on 12.07.2016 filed an application for directions. The same is being circulated before the Hon'ble Court.

It is further submitted that pursuant to the above order, proforma Respondent No. 4 has been deleted from the array of parties in SLP (C) No. 28326/2016.

SLP (C) Nos. 28287-28289 (CC Nos. 16815-16817/2016) and 28291-28294-16278 (16275-78/2016) of 2016

The matters above mentioned were listed before the Hon'ble Court on 09.09.2016, when the Court was pleased to pass the following order:-

" Delay condoned.  
Tag with SLP(C)Nos.3067-3082/2016."

The matters above mentioned alongwith connected matters except SLP (C) Nos. 28287-89 and 28291-94 of 2016 were listed before the Hon'ble Court on 09.08.2016, when inter alia the Court was pleased to pass the following order:-

"SLP(C)Nos.33902-33909/2014,10832/2015,3067-3082/2016, 4152-4155/2016, 5444- 5448/2016, 3661/2016, 7086-7090/2016, 10365- 10370/2016, 18577/2016, SLP(C)...CC Nos. 8199- 8213/2016, 11339/2016,11499/2016 and 8883/2016

List these matters on 27th September, 2016..."

SLP (C) Nos.29473-29474 and 29366-29367 of 2016

The matters above mentioned were listed before the Hon'ble Court on 23.09.2016, when the Court was pleased to pass the following order:-

" Delay condoned.  
Tag with SLP(C)Nos.3067-3082/2016."

SLP (C) No. 29340-43 of 2016

The matter above mentioned was listed before the Hon'ble Court on 23.09.2016, when the Court was pleased

to pass the following order:-

" Delay condoned.  
Application(s) for substitution is/are allowed.  
Application(s) for deletion of proforma respondents is/are allowed at the risk of the petitioners.  
Tag with SLP(C)No.3067-3082/2016."

SLP (C) No. 31831-32 of 2016

The matter above mentioned was listed before the Hon'ble Court on 03.10.2016, when the Court was pleased to pass the following order:-

" Delay condoned.  
Tag with SLP(C)No.18577/2016."

SLP (C) No. 32788-842 of 2016

The matter above mentioned was listed before the Hon'ble Court on 28.10.2016, when the Court was pleased to pass the following order:-

" Permission to file special leave petitions is granted.  
Delay in filing the substitution application is condoned.  
The application(s) for substitution is/are allowed.  
Tag with SLP(C)Nos.5444-5448 of 2016 arising out of SLP(C)...CC Nos.2585-2586 of 2016."

SLP (C) CC Nos. 18893-97 and 19034-39 of 2016

The matters above mentioned were listed before the Hon'ble Court on 17.10.2016, when the Court was pleased to pass the following order:-

" To be taken up along with CC No.1133-1148/2016, which is noted for listing on 22.11.2016.  
Implementation of the impugned judgments qua remanding the matters to the Reference Court is stayed.  
The petitioners are directed to serve a copy of the petitions upon the Standing Counsel for the State of Haryana."

It is submitted that Counsel for the petitioners has filed proof of serving the copy of the petitions upon the standing counsel for the State of Haryana in CC No. 18893-97 of 2016 only.

The matters above mentioned were lastly listed before the Hon'ble Court on 27.09.2016, when the Court was pleased to pass the following order:-

" Not taken up.  
List on 22nd November, 2016."

The matters above mentioned are listed before the Hon'ble Court with this office report.

Dated this the 21st day of November, 2016.

ASSISTANT REGISTRAR

Copy to: Mr. A.D.N. Rao, Adv.  
Dr. Kailash Chand, Adv.  
Ms. Amita Gupta, Adv.  
Dr. Monika Gusain, Adv.

ASSISTANT REGISTRAR

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