

SECTION-IX
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITIONS FOR SPECIAL LEAVE TO APPEAL (CIVIL) NOS. 11717, 10794, 11721, 11722, 11723, 11724, 11725, 11726, 11727, 11728, 11729, 11730, 30490-30491 AND 37678 OF 2013, 17881 AND 22048 OF 2014 AND SLP (C) ..CC NOS. 11340, 11368, 11549, 11584, 11599, 11624, 11671, 11689, 11827, 12001, 12737, 12803 AND 12807 OF 2013

WITH PRAYER FOR INTERIM RELIEF

WITH

INTERLOCUTORY APPLICATION NO. 3

(Application for impleadment filed by Mr. V. R. Anumolu, Advocate in SLP (C) No. 11717 of 2013)

WITH

INTERLOCUTORY APPLICATION NO. 4

(Application for permission to file additional documents filed by counsel for the petitioner in SLP (C) No. 11717 of 2013)

WITH

INTERLOCUTORY APPLICATION NO. 5

(Application for impleadment filed by Mr. G. B. Sathe, Advocate in SLP (C) No. 11717 of 2013)

STATE OF MAHARASHTRA & ORS.

...PETITIONERS

-VERSUS-

CHETAN SURESHRAO BENDE & ANR.

...RESPONDENTS

OFFICE REPORT

The matters above-mentioned were listed before the Hon'ble Court on 15th September, 2014, when the Court was pleased to pass the following Order:-

"List these matters for final disposal in the month of November, 2014, on a non-miscellaneous day."

The detailed service position of the above-mentioned SLP's is as follows:

| SLP | NUMBER OF RESPONDENTS | SERVED | UNSERVED Respondent No. | REMARKS |
|-------------|-----------------------|--|-------------------------|--|
| 11717/2013 | 2 | - | 1 and 2 | - |
| 10794/ 2013 | 2 | - | 1 and 2 | - |
| 11721/2013 | 3 | Respondent No. 1 represented through Mr. Nirimesh Dube, Adv. | 2 and 3 | Counter affidavit not filed by respondent No. 1. |
| 11722/2013 | 3 | Respondent No. 1 represented | 2 and 3 | - |

| | | | | |
|-------------------|---|---|---|---|
| | | through Mr. B. K. Mishra, Adv. | | |
| 11723/2013 | 3 | Respondent No. 1 represented through Mr. Nirimesh Dube, Adv. | 2 and 3 | Counter affidavit not filed by counsel for R. No. 1 |
| 11724/2013 | 3 | V/A filed by Ms. Madhumita Bhattacharjee, Adv. for R.No. 1 | 2 and 3 | Counter affidavit filed by counsel for R. No. 1 |
| 11725/2013 | 4 | Respondent No. 1 represented through Mr. Nirimesh Dube, Adv. | 2 and 3 | Counter affidavit not filed by counsel for R.No. 1 |
| 11726/2013 | 2 | Respondent No. 1 represented through Mr. Nirimesh Dube, Adv. | 2 | Counter affidavit not filed by counsel for R.No. 1 |
| 11727/2013 | 2 | Respondent No. 1 represented through Mr. Birendra Kumar Mishra, Adv. | 2 | Counter affidavit filed by counsel for R.No. 1 |
| 11728/2013 | 2 | Respondent No. 1 represented through Ms. Madhumita Bhattacharjee, Adv. | 2 | Counter affidavit filed by counsel for R.No. 1 |
| 11729/2013 | 3 | - | 1 to 3 | - |
| 11730/2013 | 2 | Respondent No. 1 represented through Mr. Birendra Kumar Mishra, Adv. | 2 | Counter affidavit filed by counsel for R.No. 1 |
| 34090-34091 /2013 | 4 | R.Nos. 1 and 3 represented through Ms. Anagha S. Desai and Mr. Gaurav Agrawal, Adv. | 2 and 4 (deleted vide Court's order dated 01.07.2014) | Counter affidavit filed by Ms. Anagha S. Desai, counsel for R. No. 1 and circulated. Counsel for the petitioner has not deposited Court fee, hence amended cause title could not be taken into record as per Court's order dated 01.07.2014 |
| 37678/2013 | 1 | Sole respondent by Ms. Anagha S. Desai, Adv. | - | Counter affidavit filed by counsel for sole respondent |

Standing Counsel for petitioner i.e. State of Maharashtra has not filed affidavit of dasti service in respect of unserved respondents so far.

The detailed service position of the above-mentioned SLP(C) ..CC Nos. is as follows:

| SLP (C)...CC No. | I.A's | Delay days in filing SLP | Delay days in re-filing the SLP | Remarks |
|------------------|---------------------------|--------------------------|---------------------------------|---|
| 11340/2013 | 1(Permission to file SLP) | 705 | - | - |
| 11368/2013 | 1 and 2 | 15 | 24 | |
| 11549/2013 | 1 | 60 | - | Caveat by Mr. Rabin Mazumdar for R.No. 1 |
| 11584/2013 | 1 and 2 | 12 | 34 | V/A by Ms. Anagha S. Desai, Adv. for R.No. 1 |
| 11599/2013 | 1 and 2 | 4 | 34 | Caveat by Ms. Madhumita Bhattacharjee, Adv. for R.No. 1 |
| 11624/2013 | 1 and 2 | 21 | 35 | V/A by Ms. Anagha S. Desai, Adv. for R.No. 1 |
| 11671/2013 | 1 and 2 | 40 | 7 | Caveat by Mr. Rabin Mazumdar for R.No. 1 |
| 11689/2013 | 1 | 6 | | Caveat by Mr. B. K. Mishra, Adv. for R.No. 1 |
| 11827/2013 | 1 and 2 | 59 | 42 | Caveat by Mr. S.S. Choudhari, Adv. for R.NO. 2 |
| 12001/2013 | 1(permission to file SLP) | 19 | 34 | Caveat by Mr. Rabin Mazumdar for R.No. 1 |
| 12737/2013 | 1 and 2 | 10 | 74 | - |
| 12803/2013 | 1 | 532 | - | - |
| 12807/2013 | 1(permission to file SLP) | 66 | - | - |

SLP (C) NO. 17881 OF 2014

The matter above-mentioned was listed before the Hon'ble Court on 30th July, 2014, when the Court was pleased to pass the following Order:-

"Issue notice.

Tag with SLP(C)No.11726 of 2013.

Until further orders, the implementation of the impugned judgment shall remain stayed and any certificate issued in pursuance of the said judgment shall not be given effect to."

And lastly, the matter above-mentioned along-with connected matters were listed before the Hon'ble Court on 15th September, 2014, when the Court was pleased to pass the following Order:-

"List these matters for final disposal in the month of November, 2014, on a non-miscellaneous day."

It is submitted for the information of the Hon'ble Court that there is sole respondent in the instant matter. Mr. C. S. Ashri, Advocate has filed vakalatnama/appearance and counter affidavit on behalf of the sole respondent. Counter affidavit has been included in the paper-books.

Service of notice is complete.

SLP (C) NO. 22048 OF 2014

The matter above-mentioned was listed before the Hon'ble Court on 13th August, 2014, when the Court was pleased to pass the following Order:-

**"Issue notice, returnable on 15.09.2014.
Tag with SLP (C) 17881 of 2014.
Dasti, in addition, is permitted.
Until further orders, the implementation of the impugned Judgment shall remain stayed and any certificate issued in pursuance of the said Judgment shall not be given effect to. "**

It is further submitted for the information of the Hon'ble Court that there are two respondents in the instant matter. Ms. Anagha S. Desai, Advocate has filed vakalatnama/appearance on behalf of both the respondents but she has filed counter affidavit on behalf of respondent No. 1 only. Counter affidavit has already been included in the paper-books.

Service of notice is complete.

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

Dated this the 3rd day of March, 2016.

ASSISTANT REGISTRAR

Copy to :

Mr. Nishant R. Katneshwarkar, Advocate
Mr. C. S. Ashri, Advocate
Ms. Anagha S. Desai, Advocate
Mr. Rabin Mazumdar, Advocate
Mr. B. K. Mishra, Advocate
Ms. Madhumita Bhattacharjee, Advocate
Mr. Nirnimesh Dube, Advocate

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ASSISTANT REGISTRAR