

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.1323-1344, 1359, 9023, 9031 AND 11358 OF 2011
AND
SPECIAL LEAVE PETITION © NO. 12004 OF 2014

Union of India & Ors. etc.etc.

...Appellants

-Versus-

M/s. Lifestyle International P. Ltd. & Ors.

...Respondents

OFFICE REPORT

CIVIL APPEAL NOS. 1323-1344 AND 1359 OF 2011

The office report was listed before the Ld. Registrar Court on 5th July, 2016 when the following order was passed:

“C.A. No. 1323-1344/2011”

Await certificate of service of the common sole respondent in C.A. Nos. 1326 and 1334/2011, sole respondent in C.A. No. 1329/2011, respondent Nos. 1 and 2 in C.A. No. 1335/2011, respondent Nos. 1 to 3 in C.A. No. 1339/2011 from the High Court.

Reminder be issued to this effect.

Fresh address of the sole respondent in C.A. No. 1338/2011 to be furnished within two weeks. Notice thereafter be issued.

C.A. No. 1359/2011

None appears for respondent Nos. 5 and 12, despite due service.

Fresh address of the unserved respondents to be furnished within two weeks. Notice thereafter be issued.”

CIVIL APPEAL NO.1323-1344 OF 2011

It is submitted that reminder to the High Court was issued on 20th July, 2016 for sending the certificate of Service in respect of Common Sole Respondent in Civil Appeal Nos. 1326 and 1334 of 2011, Sole Respondent in Civil Appeal No. 1329 of 2011, Respondent Nos. 1 and 2 in Civil Appeal 1335 of 2011, Respondent Nos. 1 to 3 in Civil Appeal No. 1339 of 2011.

The High Court of Delhi vide its letter dated 5th August, 2016 has sent Service report of Notice of Lodgement of Petition of Appeal which shows that the notice has been served on Respondent Nos. 1 and 2 in Civil Appeal No. 1335 of 2011 and

Respondent Nos. 1 to 3 in Civil Appeal No. 1339 of 2011 but no one has entered appearance so far.

It is also submitted that Sole Respondent in Civil Appeal No. 1329 of 2011 is unserved as Office of the said Company has been shifted from the given address and now it is lying vacant as per certificate of service received from High Court. It is also submitted that Certificate of Service in respect of Common sole Respondent in Civil Appeal Nos. 1326 & 1334 of 2011 is awaited.

It is further submitted that Counsel for the Appellant has not furnished fresh address of Sole Respondent in Civil Appeal No. 1338 of 2011 viz. M/s Saffron Foods (P) Ltd. so far. Hence fresh Notice of Lodgement of Petition of Appeal could not be issued.

C.A. NO. 1359 OF 2011

It is submitted that Mr. B.K.Prasad, Advocate has filed letter requesting to serve Respondent No. 10 through Dasti and the same was placed before the Ld. Registrar on 27th July, 2016 and the request for dasti service allowed. Accordingly, dasti notice was issued to Counsel for the Appellant on 2nd August, 2016 for effecting service on respondent no. 10 but he has not filed affidavit of dasti service alongwith prof of service so far.

It is also submitted that there are 14 Respondents in the matter. A.D. Card duly signed has been received from Respondent Nos. 1, 3, 8, 9, 11 and 13, but no one has entered appearance so far. Certificate of Service has been received from High Court in respect of 2,4 to 6, 7, 12 and 14 but no one has entered appearance so far.

CIVIL APPEAL No. 9023 OF 2011

It is submitted that there are 23 Respondents and 2 Appellants in this matter. Mr. M.P. Jha, Counsel for the Appellants has since died. Notice for making alternative arrangement was issued on 1st June, 2016 and unserved cover has been received with postal remarks "Left" and "not known" from the both Appellants.

Service is not complete on Respondent Nos. 1 to 23 as certificate of service has not been received so far despite this registry's letter dated 22th November, 2011, 19th September, 2011, D.O. letter dated 9th February, 2013, 18th November, 2014 and 3rd June, 2016.

CIVIL APPEAL No. 9031 OF 2011

It is submitted that there are 28 Respondents in this matter Mr. B.K. Prasad, Advocate has filed Vakalatnama/Appearance on behalf of Respondent Nos. 1 to 4. Service is complete on Respondent nos. 5 to 17, 19 to 28 through certificate of Service received from the High Court, but no one has entered Appearance so far. It is also submitted that Respondent No. 18 has since expired as per certificate of Service received through High Court, but Counsel for the Appellant has not filed application for substitution to bring on record legal representatives' list of deceased Respondent No. 16 despite this Registry's letter dated 17th May, 2013, 17th November, 2014 and 23rd May, 2016 so far.

CIVIL APPEAL No.11358 OF 2011

It is submitted that there are twenty one respondents in this Appeal. Service of Notice of Lodgement of Petition of Appeal is complete on all the respondents except respondent Nos. 7 to 9, 14 and 19. Mr. B. K. Prasad, Advocate has filed Vakalatnama/Appearance on behalf of respondent No. 1 to 4 and Certificate of Service has been received from the High Court which shows that notice has been served on respondent Nos. 5, 6, 10 to 13, 15 to 18, 20 and 21 but no one has filed Vakalatnama/Appearance on behalf of the said respondents. Certificate of Service has been received back from the High Court in respect of respondent No. 7 to 9, 14 and 19 with remarks that “incomplete address.”

It is further submitted that counsel for the appellant has not filed fresh and complete address in respect of respondent No. 7 to 9, 14 and 19 along with two copies of petition of appeal for effecting service on respondent Nos. 8 & 9 so far despite Registry request dated 16th February, 2015 and 24th May, 2016.

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It is submitted that Counsel for Respondent Nos.1 & 3 has not filed Counter Affidavit so far.

It is lastly submitted that no one has filed Vakalatnama/Appearance on behalf of Respondent No.2, through served with notice.

Service of Notice is complete.

The matters above-mentioned are listed before the Ld. Registrar Court with this office report.

Dated this the 30th day of August, 2016.

ASSISTANT REGISTRAR

Copy to:

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ASSISTANT REGISTRAR

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