

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

BEFORE THE REGISTRAR M.A. SAYEED

Petition(s) for Special Leave to Appeal (Civil) No(s).16765-16766/2010

VIDYA NAND & ORS.ETC.ETC.

Petitioner(s)

VERSUS

STATE OF U.P.& ANR.ETC.

Respondent(s)

(With appln(s) for discharge of Advocate on Record and office report)

with

SLP(C) Nos.19759,31451-31479/2010

with

I.A. No.3 in SLP(C) Nos.19600,19760,19802,19755,19752,19754,19762,19150,24274,24272/2010

with

IA No.2 in SLP(C) No.11409/2010

WITH

IA No.4 in SLP(C) No.24306/2010

WITH

IA No.1 in SLP(C) No.16471,18730/2010

(with office report)

Date: 01/07/2013 These Petitions were called on for hearing today.

For Petitioner(s)

Mr. S.K. Gupta, Adv.

Mr. Shekhar Kumar, Adv.

Mr. V.N. Raghupathy, Adv.

Mr. Ravindra Kumar, Adv.

For Respondent(s)

Mr. Ravindra Kumar, Adv.

Mr. V.N. Raghupathy, Adv.

UPON hearing counsel the Court made the following

O R D E R

SLP(C) No.16765-66/2010

By invoking powers conferred on this Court under Order VI Rule 17 of the Supreme Court Rules, 1966 I.A. Nos.3

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and 4 seeking discharge of the learned Advocate, Mr.V.N. Raghupathy, appearing on behalf of the petitioner, stands allowed.

Respondent No.1 is reported to be duly and properly served but none appeared nor any steps have been taken on his behalf.

Respondent No.2 is granted four weeks' time for filing counter affidavit on record.

SLP(C) No.19759/2010

Respondent Nos.1 to 3 are granted four weeks' time for filing counter affidavit on record.

Respondent No.4, being State Authority, be served through the standing counsel. Necessary steps be taken accordingly.

SLP(C) No.31451-31479/2010

The learned Advocate, Mr. Shekhar Kumar has filed an application for discharge of the learned Advocate, Mr.V.N.Raghupathy in this group of matters except in SLP(C)No.31477/2010.

By invoking powers conferred on this Court under Order VI Rule 17 of the Supreme Court Rules, 1966 I.A. Nos.17 to 43 seeking discharge of the learned Advocate, Mr.V.N.Raghupathy, appearing on behalf of the petitioners in the above group of petitions, stands allowed.

The learned counsel for the petitioner has undertaken to move a proper application for substitution for bringing on record the legal representatives of deceased petitioner No.2 on record in SLP(C) No.31452/2010 within four weeks.

In SLP(C) No.31465/2010 the learned counsel for the petitioner has undertaken to move a proper application for substitution of the legal representatives of the deceased sole petitioner. Four weeks' time is granted.

In SLP(C) No.31463/2010 the office report further indicates that an application for substitution to bring on record the legal representatives of the deceased respondent No.1 and 1/1 has been moved on record. The same be processed for listing before the Hon'ble Judge in Chambers for necessary orders/directions.

Respondent Nos.1 and 2 are common in the above matters.

Notice be reissued to respondent No.1 through the concerned District Court in addition to postal service.

Respondent No.2 is granted four weeks' time for filing counter affidavit on record.

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SLP(C) No.19600/2010

An application for discharge of the learned Advocate, Mr. V.N. Raghupathy, appearing on behalf of respondent Nos.4 to 7 has been moved, which is registered as I.A. No.4. By invoking powers under Order VI Rule 17 of the Supreme Court Rules, 1966, the prayer stands allowed.

It further appears from the office report that an application for substitution of the legal representatives of deceased respondent No.3 has been moved on record, which is suffering from certain defects. The learned counsel for the petitioner to rectify the defects by the next date. Four weeks' time is granted.

Respondent No.8, being State Authority be served through the standing counsel. Necessary steps be taken, as per rules.

Respondent Nos.1 and 2 are reported to be duly and properly served but none appeared nor any steps have been taken on their behalf.

SLP(C) No.19760/2010

An application for discharge of the learned Advocate, Mr. V.N. Raghupathy, appearing on behalf of respondent Nos.1 to 4 has been moved, which is registered as I.A. No.3 by invoking powers under Order VI Rule 17 of the Supreme Court Rules, 1966. The prayer stands allowed.

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Respondent No.5, being State Authority be served through the standing counsel. Necessary steps be taken, as per rules.

The duly represented respondents to file counter affidavit by the next date.

SLP(C) No.19802/2010

An application for discharge of the learned Advocate, Mr. V.N. Raghupathy, appearing on behalf of respondent No.1 has been moved, which is registered as I.A. No.3 by invoking powers under Order VI Rule 17 of the Supreme Court Rules, 1966. The prayer stands allowed.

Respondent No.2, being State Authority be served through the standing counsel. Necessary steps be taken, as per rules.

The duly represented respondents to file counter affidavit by the next date.

SLP(C) No.19755/2010

In all there are four respondents, out of which, it appears from the record that an application for discharge of the learned Advocate, Mr. V.N. Raghupathy, appearing on behalf of respondent Nos.1 and 3 has been filed on record by the learned Advocate, Mr. Shekhar Kumar, but it is not maintainable since they were never represented by the concerned learned Advocate, therefore, same is filed on record.

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Notice be reissued to respondent Nos.2 and 4 through the concerned District Court besides usual mode, if private parties are concerned or

through the standing counsel in case it is State Authority.

SLP(C) No.19752/2010

An application for discharge of the learned Advocate, Mr.V.N. Raghupathy, appearing on behalf of respondent No.3 has been filed on record, which as per the submission of the learned Advocate, Mr. Shekhar Kumar, is not maintainable, since he is represented for respondent No.3 on record. Therefore, the application is to be filed on record. The learned counsel for the petitioner has undertaken to file proper application for substitution to bring on record the legal representatives of deceased respondent No.1. Necessary steps be taken accordingly.

Notice be reissued to respondent Nos.2 and 4 through the concerned District Court besides usual mode, if private parties are concerned or through the standing counsel in case it is State Authority.

SLP(C) No.19754/2010

The learned Advocate, Mr. Shekhar Kumar has moved an application, registered as I.A. No.2 for discharging the learned Advocate, Mr. V.N. Raghupathy for respondent Nos.1 to

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4 which stands allowed by invoking powers under Order VI Rule 17 of the Supreme Court Rules 1966.

Counter affidavit on behalf of respondent No.5/1 to 5/4 has already been filed on record.

Respondent No.6, being State Authority be served through the standing counsel. Necessary steps be taken, as per rules.

SLP(C) No.19762/2010

The learned Advocate, Mr. Shekhar Kumar has moved an application, registered as I.A. No.3 for discharging the learned Advocate, Mr. V.N. Raghupathy for respondent Nos.1 to 3 which stands allowed by invoking powers under Order VI Rule 17 of the Supreme Court Rules 1966.

Respondent No.4, being State Authority be served through the standing counsel. Necessary steps be taken, as per rules.

The duly represented respondents to file counter affidavit by the next date.

SLP(C) No.11409/2010

The learned Advocate, Mr. Shekhar Kumar has moved an application, registered as I.A. No.2 for discharging the learned Advocate, Mr. V.N. Raghupathy for respondent Nos.1 to 5 which stands allowed by invoking powers under Order VI Rule 17 of the Supreme Court Rules 1966.

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Respondent No.6, being State Authority be served through the standing counsel. Necessary steps be taken, as per rules.

SLP(C) No.24306/2010

The learned Advocate, Mr. Shekhar Kumar has moved an application, registered as I.A. No.4 for discharging the learned Advocate, Mr. V.N. Raghupathy for respondent Nos.1/1 to 1/3 which stands allowed by invoking powers under Order VI Rule 17 of the Supreme Court Rules 1966.

Notice be reissued to respondent Nos.2 to 6 through the concerned District Court besides usual mode, if private parties are concerned or through the standing counsel in case it is State Authority.

The duly represented respondents to file counter affidavit by the next date.

SLP(C) No.24274/2010

The learned Advocate, Mr. Shekhar Kumar has moved an application for discharging the learned Advocate, Mr. V.N. Raghupathy for respondent No.1 which stands allowed by invoking powers under Order VI Rule 17 of the Supreme Court Rules 1966.

The learned counsel for the petitioner has undertaken to take necessary steps for substitution to bring

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on record the legal representatives of deceased respondent No.1. Necessary steps, as per rules, be taken.

Respondent No.2, being State Authority be served through the standing counsel. Necessary steps be taken, as per rules.

The duly represented respondents to file counter affidavit by the next date.

SLP(C) No.24272/2010

The learned Advocate, Mr. Shekhar Kumar has moved an application for discharging the learned Advocate, Mr. V.N. Raghupathy for respondent Nos.1/1 to 1/4, 2/1 to 2/4 and 3 which stands allowed by invoking powers under Order VI Rule 17 of the Supreme Court Rules 1966.

The learned counsel for the respondent has undertaken to cure the defects in the vakalatnama filed in respect of respondent No.1/5 (the error is with respect to the name of the respondent). Counter affidavit on his behalf has already been filed on record.

Respondent No.4, being State Authority be served through the standing counsel. Necessary steps be taken, as per rules.

SLP(C) No.16471/2010

In the present case, respondent No.1 is reported to have died, as submitted by the learned counsel for respondent

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No.1. The learned counsel for the petitioner has undertaken to take necessary steps for substitution of the legal representatives of the deceased respondent as per rules.

Respondent No.2, being State Authority be served through the standing counsel. Necessary steps be taken, as per rules.

The duly represented respondents to file counter affidavit by the next date.

SLP(C) No.18730/2010

The learned Advocate, Mr. Shekhar Kumar has moved an application, registered as I.A. No.2 for discharging the learned Advocate, Mr. V.N. Raghupathy for respondent No.1 which stands allowed by invoking powers under Order VI Rule 17 of the Supreme Court Rules 1966.

The duly represented respondents to file counter affidavit by the next date.

Respondent No.2 is reported to be duly and properly served but none appeared nor any steps have been taken on his behalf.

SLP(C) No.19150/2010

The learned Advocate, Mr. Shekhar Kumar has moved an application, registered as I.A. No.3 for discharging the learned Advocate, Mr. V.N. Raghupathy for respondent No.1 to 6

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which stands allowed by invoking powers under Order VI Rule 17 of the Supreme Court Rules 1966.

Respondent No.7 is reported to be duly and properly served but none appeared nor any steps have been taken on his behalf.

List again on 16.8.2013.

		(M.A. SAYEED)
		REGISTRAR

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