

LISTED ON: 22-4-2015  
COURT NO.  
ITEM NO. :

SECTION XIII  
IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

**INTERLOCUTORY APPLICATION NO. 1 IN SLP(C)..C.C. NO. 3086 OF 2015**

(Application for permission to file SLP)

AND

**INTERLOCUTORY APPLICATION NO. IN SLP(C)..C.C. NO. 3086 OF 2015**

(Application for condonation of delay in filing SLP)

AND

**PETITIONS FOR SPECIAL LEAVE TO APPEAL(C) Nos. 5638, 5641, 5639 AND 5642 OF 2015 AND C.C. NO. 3086 OF 2015**

WITH

PRAYER FOR INTERIM RELIEF

AND

**INTERLOCUTORY APPLICATION NO. 4 IN SLP(C) NO. 5638 OF 2015**

(Application for Directions)

AND

**INTERLOCUTORY APPLICATION NO. 5 IN SLP(C) NO. 5638, 5639 AND 5641 OF 2015**

(Application for permission to file additional documents)

S M AUTO ENGINEERING PRIVATE LIMITED & ANR. ...Petitioners

-Versus-

VENKATA TRIVENI PRASAD GANAPATHIRAJU & ORS. ...Respondents

**OFFICE REPORT**

The matters above-mentioned were listed before the Hon'ble Court on 13<sup>th</sup> February, 2015 and 10<sup>th</sup> March, 2015, when the Court was pleased to pass the following order:

**13<sup>th</sup> February, 2015**

“Delay condoned.

Permission to file the special leave petitions is granted.

Issue notice.

Mr. Dushyant Dave, learned senior counsel along with Mr. Vishnu Sharma, learned counsel has entered appearance on behalf of respondent no.1. He undertakes to file the counter affidavit within a week hence. Rejoinder

RR

www.ecourtsindia.com

affidavit, if any, be filed within a week therefrom. As far as respondent nos.2 and 3 are concerned, let notice be issued and be served dasti. In addition, copy be served on the office of the learned Attorney General for India through the Central Agency. As far as respondent no.4 is concerned, let a copy of the petitions be served on Mr. Udayasagar, learned counsel who ordinarily appears for the State of Telengana.

The matter be listed along with SLP (C)..... CC No.412/2015 on 10.03.2015.

The interim order passed on 16.01.2015 in SLP (C)..... CC No.412/2015 shall enure to the benefit of the petitioner till the next date of hearing. It is hereby made clear that no adjournment will be granted to any of the parties. If any adjournment is sought by the petitioners, the stay order granted by us shall stand vacated. Needless to emphasise, if eventually the petitioners do not succeed, they shall not claim any equity on the basis of order of stay granted by this Court.”

### **10<sup>th</sup> March, 2015**

“SLP (C)...../2015 CC No.4088-4089, SLP (C) No.1864/2015, SLP (C)...../2015 CC No.3086, SLP (C) No.5641, 5639, 5642 and 5638 OF 2015

List on 22.04.2015.

The learned counsel appearing for the parties are requested to file their propositions of law on the date of hearing so that it will be convenient to appreciate their contentions.

The interim order shall remain in force till the next date of hearing.”

It is submitted to the Hon'ble Court that no documents have been filed in view of Court's order dated 10<sup>th</sup> March, 2015.

### **SLP(C) NO. 5638 OF 2015**

It is submitted to the Hon'ble Court that there are 4 respondents in the matter. Mr. Vishnu Sharma, Advocate has entered appearance through caveat on behalf of respondent no. 1 and also filed counter affidavit and the same is included in SLP paper books. Ms. Rachna Gupta and Mr. S. Udaya Kumar Sagar, Advocates has filed vakalatnama/appearance on behalf of Respondent nos. 3 and 4 respectively and Ms. Rachna Gupta, Advocate has on 17<sup>th</sup> April, 2015 filed counter affidavit on behalf of Respondent no. 3 and the same is circulated herewith but no counter affidavit filed on behalf of Respondent no. 4. Service is complete on Respondent no. 2 through

dasti and Respondent no. 2 is common in connected SLP(C) No. 5641 of 2015 as Respondent no. 2 and the same is represented by Mr. D.S. Mahra, Advocate in connected SLP, but he has not filed vakalatnama/appearance in the SLP.

Service is complete.

**SLP(C) NO. 5639 OF 2015**

It is submitted to the Hon'ble Court that there are 4 respondents in the matter. Mr. Vishnu Sharma, Advocate has filed counter affidavit on behalf of Respondent no. 1 and the same is included in SLP paper books.

It is further submitted that Mr. D.S. Mahra, Ms. Rachna Gupta and Mr. S. Udaya Kumar Sagar, Advocates has filed vakalatnama/appearance on behalf of Respondent nos. 2, 3 and 4 respectively. Ms. Rachna Gupta and Mr. D.S. Mahra, Advocates have filed counter affidavit on behalf of Respondent nos. 2 and 3 and the same is circulated herewith. S. Udaya Kumar Sagar, Advocate has not filed counter affidavit on behalf of Respondent no. 4.

Service is complete.

**SLP(C) NO. 5641 OF 2015**

It is submitted to the Hon'ble Court that there are 4 respondents in the matter. Mr. Vishnu Sharma, Advocate has entered appearance through caveat on behalf of respondent no. 1 and also filed counter affidavit and the same is included in SLP paper books.

It is further submitted that Mr. D.S. Mahra, Ms. Rachna Gupta and Mr. S. Udaya Kumar Sagar, Advocates has filed vakalatnama/appearance on behalf of Respondent nos. 2 to 4. Counter affidavit filed on behalf of Respondent no. 2 and 3 have been circulated herewith. No counter affidavit on behalf of Respondent no. 4 has been filed.

Service is complete.

**SLP(C) NO. 5642 OF 2015**

It is submitted to the Hon'ble Court that there are 4 respondents in the matter. Mr. Vishnu Sharma, Advocate has entered appearance on behalf of Respondent no. 4 and also filed counter affidavit and the same is included in SLP paper books.

It is further submitted that Ms. Rachna Gupta and Mr. S. Udaya Kumar Sagar, Advocates has filed vakalatnama/appearance on behalf of Respondent nos. 2 and 3.

Service is complete on Respondent no. 1 through dasti and Mr. D.S. Mahra, Advocate for U.O.I has not filed separate vakalatnama/appearance in this SLP.

It is further submitted that Mr. Vishnu Sharma, Advocate has on 28<sup>th</sup> March, 2015 filed additional documents alongwith application for permission to file additional documents in SLP(C) No. 5638, 5641 and 5639 of 2015 and the same is registered as I.A. No. 5 and circulated herewith and Mr. E.C. Agrawala, Advocate has on 9<sup>th</sup> March, 2015 filed reply on behalf of Petitioner to the application for permission to file additional documents and the same is already included in paper books.

**SLP(C)..C.C. NO. 3086 OF 2015**

The Special Leave Petition above-mentioned has been filed against the Judgment and Order dated 9<sup>th</sup> October, 2014 of the High Court of Judicature at Hyderabad for the State of Telangana and the State of Andhra Pradesh in W.P.M.P. No. 37663 of 2014 in W.P. No. 30138 of 2014.

It is submitted to the Hon'ble Court that there is delay of 34 days in filing the special leave petition and counsel for the petitioner has filed application for condonation of delay in filing SLP and the said matter is arising out of same judgment and was listed alongwith SLP(C) No. 5639 of 2015 arising out of C.C. No. 3023 of 2015.

It is further submitted that Ms. Rachna Gupta, Advocate has on 13<sup>th</sup> April, 2015 filed counter affidavit on behalf of Respondent no. 2 and the same is circulated herewith.

The aforesaid matter alongwith application is listed before the Hon'ble Court with this office report.

Dated this, the 21<sup>st</sup> day of April, 2015.

ASSISTANT REGISTRAR

Copy to :-

1. Mr. E.C. Agrawala, Advocate  
48, Lawyers Chambers
2. Mr. Vishnu Sharma, Advocate  
102, Old Lawyers Chambers
3. Ms. Sushma Suri, Advocate
4. Mr. S. Udaya Kumar Sagar, Advocate  
1, Ashoka Road, New Delhi
5. Mr. T. Harish Kumar, Advocate
6. Ms. Rachna Gupta, Advocate
7. Mr. D.S. Mahra, Advocate

ASSISTANT REGISTRAR

RR