

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 MS. SUJATA SINGH

Petition(s) for Special Leave to Appeal (C) No(s). 3392-3406/2021

THE STATE OF KERALA & ORS.

Petitioner(s)

VERSUS

THE MANAGER SACRED HEART NATIONAL SCHOOL & ANR.

Respondent(s)

Only SLP (C) Nos. 28485, 28486-28506, 28507-28510 & 28511 OF 2019; 4164 & 13138-13160 OF 2020; 5095-5108 OF 2021; 13532-13552 OF 2022; 15332-49 of 2023 and Diary Nos. 32979, 35585, 35825, 32893, 35293, 35241, 35423, 33544, 35237 & 35299 of 2023 is to be listed.

WITH

SLP(C) No. 28485/2019 (XI-A)

SLP(C) No. 28486-28506/2019 (XI-A)

SLP(C) No. 28507-28510/2019 (XI-A)

SLP(C) No. 28511/2019 (XI-A)

SLP(C) No. 4164/2020 (XI-A)

FOR ADDITION / DELETION / MODIFICATION PARTIES ON IA 55863/2024

SLP(C) No. 13138-13160/2020 (XI-A)

SLP(C) No. 5095-5108/2021 (XI-A)

FOR ADDITION / DELETION / MODIFICATION PARTIES ON IA 55936/2024

SLP(C) No. 13532-13552/2022 (XI-A)

FOR ADDITION / DELETION / MODIFICATION PARTIES ON IA 55923/2024

SLP(C) No. 15332-15349/2023 (XI-A)

Diary No(s). 32893/2023 (XI-A)

IA No.49839/2024-CONDONATION OF DELAY IN FILING and IA No.49841/2024-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS

Diary No(s). 32979/2023 (XI-A)

IA No.60824/2024-CONDONATION OF DELAY IN FILING and IA No.60828/2024-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS

Diary No(s). 33544/2023 (XI-A)

IA No.59503/2024-CONDONATION OF DELAY IN FILING and IA No.59505/2024-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS

Diary No(s). 35237/2023 (XI-A)

FOR ADMISSION and I.R. and IA No.54490/2024-CONDONATION OF DELAY IN FILING and IA No.54491/2024-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS

Diary No(s). 35241/2023 (XI-A)

[TO BE TAKEN UP ALONG WITH ITEM NO.4 I.E. Diary No. 32893/2023] IA No. 58305/2024 - CONDONATION OF DELAY IN FILING

contd...

IA No. 58307/2024 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS

**Diary No(s). 35293/2023 (XI-A)
FOR ADMISSION and I.R. and IA No.56203/2024-CONDONATION OF DELAY IN FILING and IA No.56205/2024-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS**

**Diary No(s). 35299/2023 (XI-A)
[TO BE TAKEN UP ALONG WITH ITEM NO. 16 I.E. Diary No. 33544/2023]
IA No.61142/2024-CONDONATION OF DELAY IN FILING and IA
No.61144/2024-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS**

**Diary No(s). 35423/2023 (XI-A)
[TO BE TAKEN UP ALONG WITH ITEM NO.6 I.E. Diary No.
35865/2023]...IA No.56787/2024-CONDONATION OF DELAY IN FILING and
IA No.56793/2024-CONDONATION OF DELAY IN REFILING / CURING THE
DEFECTS**

**Diary No(s). 35585/2023 (XI-A)
IA No.59287/2024-CONDONATION OF DELAY IN FILING and IA
No.59290/2024-CONDONATION OF DELAY IN REFILING / CURING THE
DEFECTS**

**Diary No(s). 35825/2023 (XI-A)
IA No.62950/2024-CONDONATION OF DELAY IN FILING and IA
No.62951/2024-CONDONATION OF DELAY IN REFILING / CURING THE
DEFECTS**

**Diary No(s). 35865/2023 (XI-A)
IA No.54717/2024-CONDONATION OF DELAY IN FILING and IA
No.54719/2024-CONDONATION OF DELAY IN REFILING / CURING THE
DEFECTS**

Date : 21-03-2025 These petitions were called on for hearing today.

**For Petitioner(s) : Mr. Jose Abraham, AOR
Mr. G. Anto Robert, Adv.**

**Mr. C. K. Sasi, AOR
Ms. Meena K Poullose, Adv.
Ms. Anupriya, Adv.**

**For Respondent(s) :
Mr. C. K. Sasi, AOR
Ms. Meena K Poullose, Adv.**

**Mr. Zulfiker Ali P. S, AOR
Ms. Lebina Baby, Adv.**

Mr. Amrish Kumar, AOR

contd...

Ms. Sweksha, Adv.

Mr. P. A. Noor Muhamed, AOR

Mrs. Anu K Joy, Adv.

Mr. Alim Anvar, Adv.

Mr. Santhosh K, Adv.

Mr. Mohammed Sadique T.a., AOR

Mr. Shaji J Kondankandath, Adv.

Mr. Shaji J Kodankandath, Adv.

Mr. Jose Abraham, AOR

Mr. Prasanth Kulambil, Adv.

M/S. Lead Counsel, AOR

Ms. Pankhuri Shrivastava, Adv.

Ms. Neelam Sharma, AOR

Mr. Alekshendra Sharma, Adv.

Mr. Aditya Kumar, Adv.

Mr. A. Karthik, AOR

Mr. Sugam Agrawal, Adv.

Mr. S. Lamba, AOR

Ms. Sweksha, Adv.

UPON hearing the counsel the Court made the following
O R D E R

SLP(C) No. 28485/2019

Service of notice on respondent Nos.1 and 2 is still awaited.

Respondent No.3 has failed to file counter affidavit, despite the grant of last opportunity. Hence, further opportunity to file the same is hereby declined.

List again on 06.05.2025.

SLP(C) No. 28486-28506/2019

Respondent No.1 has filed counter affidavit.

contd...

Respondent Nos.2 to 47 and 69 to 76 have failed to file counter affidavit, despite the grant of last opportunity. Hence, further opportunity to file the same is hereby declined.

Ld. Counsel for the petitioner has filed an application seeking deletion of the names of respondent Nos.48 to 68 from the array of parties. Let the said application be processed for listing before the Hon'ble Judge in Chambers for necessary directions.

SLP(C) No. 28507-28510/2019

As per office report, respondent Nos. 6, 7 and 12 have failed to file counter affidavit, despite the grant of last opportunity. It has been submitted by Ld. counsel for the said respondents that counter affidavit would be filed during the course of the day. Let the same be filed. If counter affidavit is filed during the course of the day, let the same be taken on record, else further opportunity to file the same would stand declined.

Service is complete on the remaining respondents, but none has entered appearance.

Registry to process the matter for listing before the Hon'ble Court, as per rules.

SLP(C) No. 28511/2019

Respondent No.32 has failed to file counter affidavit, despite the grant of last opportunity. Hence, further opportunity to file the same is hereby declined.

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As per office report, Ld. Counsel for the petitioner has not filed affidavit of service in respect of respondent Nos.1 to 17 after serving through standing Counsel. It has been submitted by Ld. counsel for the petitioner that affidavit of service bearing Document No.2957 has already been filed. Registry to verify and update the records. If affidavit of service has not been filed, four weeks' time, as last opportunity, is granted to do the same.

Ld. Counsel for the petitioner has filed an application seeking deletion of the names of respondent Nos.18 to 31 from the array of parties. Let the said application be processed for listing before the Hon'ble Judge in Chambers for necessary directions.

SLP(C) No. 4164/2020

All the duly represented respondents have failed to file counter affidavit, despite the grant of last opportunity. Hence, further opportunity to file the same is hereby declined.

Respondent Nos. 7,9,16 and 24 have been deleted from the array of parties vide Hon'ble Judge in Chambers' order 6.12.2024.

Ld. Counsel for the petitioner has not filed affidavit of dasti service with regard to respondent No.26, despite Hon'ble Judge in Chambers' order dated 12.8.2024.

Service is complete on the remaining respondents, but none has entered appearance.

Registry to process the matter for listing before the Hon'ble Judge in Chambers for necessary directions.

SLP(C) No. 13138-13160/2020

All the duly represented respondents have failed to file counter affidavit, despite the grant of last opportunity. Hence, further opportunity to file the same is hereby declined.

Ld. Counsel for the petitioner has filed spare copy for service on respondent No.13 but has not filed fresh particulars, despite Hon'ble Judge in Chambers' order dated 12.8.2024.

Service is complete on the remaining respondents, but none has entered appearance.

Registry to process the matter for listing before the Hon'ble Judge in Chambers for necessary directions.

SLP(C) No. 5095-5108/2021

Respondent Nos. 2 and 4 have failed to file counter affidavit, despite the grant of last opportunity. Hence, further opportunity to file the same is hereby declined.

Respondent No.11 has been deleted from the array of parties vide Hon'ble Judge in Chambers' order dated 6.12.2024.

Service is complete on the remaining respondents, but none has entered appearance.

Registry to process the matter for listing before the Hon'ble Court, as per rules.

SLP(C) No. 13532-13552/2022

Respondent Nos. 2, 4 and 21 have failed to file counter affidavit, despite the grant of last opportunity. Hence, further opportunity to file the same is hereby declined.

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Respondent No.16 has been deleted from the array of parties vide Hon'ble Judge in Chambers' order dated 6.12.2024.

Service is complete on the remaining respondents, but none has entered appearance.

Registry to process the matter for listing before the Hon'ble Court, as per rules.

SLP(C) No. 15332-15349/2023

Respondent Nos.2 and 79 have filed counter affidavit.

Respondent No.81 is granted four weeks' time for filing counter affidavit.

Ld. Counsel for the petitioner is granted two weeks' time, as last opportunity, to take fresh steps and to file fresh particulars for service on all the unserved respondents, as is mentioned in the office report.

Service is complete on the remaining respondents, but none has entered appearance.

List again on 06.05.2025.

Diary No(s). 32893/2023

Respondent Nos. 9,11, 17 and 18 are granted four weeks' time for filing counter affidavit.

Ld. Counsel for the petitioner is granted two weeks' time to take fresh steps for service on respondent No.12.

Service is complete on the remaining respondents, but none has entered appearance.

List again on 06.05.2025.

contd...

Diary No(s). 32979/2023

Four weeks' time is granted to the duly represented respondents for filing counter affidavit.

Ld. Counsel for the petitioner is granted two weeks' time to take fresh steps for service on respondent No.2.

Ld. Counsel for the petitioner is granted two weeks' time to take fresh steps and to file fresh particulars for service on respondent No.6.

Service is complete on the remaining respondents, but none has entered appearance.

List again on 06.05.2025.

Diary No(s). 33544/2023

Ld. Counsel for the petitioner is granted two weeks' time to take fresh steps and to file fresh particulars for service on all the unserved respondents, as is mentioned in the office report.

Respondent Nos. 20, 30 and 36 are granted four weeks' time for filing counter affidavit.

Service is complete on the remaining respondents, but none has entered appearance.

List again on 06.05.2025.

Diary No(s). 35237/2023

Respondent Nos. 2,4, 27 are granted four weeks' time for filing counter affidavit.

Ld. Counsel for the petitioner is granted two weeks' time

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to take fresh steps and to file fresh particulars for service on all the unserved respondents, as is mentioned in the office report.

Service is complete on the remaining respondents, but none has entered appearance.

List again on 06.05.2025.

Diary No(s). 35241/2023

Respondent Nos. 3, 6, 9, 10, 16, 20 are granted four weeks' time for filing counter affidavit.

Ld. Counsel for the petitioner is granted two weeks' time, to take fresh steps for service on all the unserved respondents, as is mentioned in the office report.

List again on 06.05.2025.

Diary No(s). 35293/2023

Respondent Nos. 2,3,7,11,15 are granted four weeks' time for filing counter affidavit.

Notice sent for service on respondent No.19 has been received back with the remarks "unclaimed". Hence, service is deemed to be complete on the said respondent in light of Judgment passed by this Hon'ble Court in K. Bhaskaran Vs. Sankaran Vaidhyan Balan and Another, (1999) 7 Supreme Court Cases 510 and order passed by the Registrar's Court on 13.10.2023 in T.P. (C) No. 2090/2019. Still none has entered appearance on behalf of the said respondent.

Ld. Counsel for the petitioner is granted two weeks' time to take fresh steps for service on respondent Nos.6 and 13.

Service is complete on the remaining respondents, but none has entered appearance.

List again on 06.05.2025.

Diary No(s). 35299/2023

Respondent Nos.2,3,5,10,12,15 are granted four weeks' time for filing counter affidavit.

Ld. Counsel for the petitioner is granted two weeks' time to take fresh steps for service on respondent Nos.4,6, 7 and 14.

Service is complete on the remaining respondents, but none has entered appearance.

List again on 06.05.2025

Diary No(s). 35423/2023

Ld. Counsel for the petitioner is granted two weeks' time to take fresh steps for service on respondent No.1.

Ld. Counsel for the petitioner is granted two weeks' time, to take fresh steps and to file fresh particulars for service on all the unserved respondents, as is mentioned in the office report.

Respondent Nos. 2,6,18,23, 24 are granted four weeks' time for filing counter affidavit.

Service is complete on the remaining respondents, but none has entered appearance.

List again on 06.05.2025.

Diary No(s). 35585/2023

Ld. Counsel for the petitioner is granted four weeks' time

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to take appropriate steps with regard to deceased respondent No.1.

Ld. Counsel for the petitioner is granted two weeks' time, to take fresh steps for service on all the unserved respondents, as is mentioned in the office report.

Respondent Nos. 19, 20 and 30 are granted four weeks' time for filing counter affidavit.

Service is complete on the remaining respondents, but none has entered appearance.

List again on 06.05.2025.

Diary No(s). 35825/2023

Respondent Nos. 2, 13, 14 and 21 are granted four weeks' time for filing counter affidavit.

Ld. Counsel for the petitioner is granted two weeks' time to take fresh steps and to file fresh particulars for service on all the unserved respondents, as is mentioned in the office report.

Service is complete on the remaining respondents, but none has entered appearance.

List again on 06.05.2025.

Diary No(s). 35865/2023

Respondent Nos.2 and 3 are granted four weeks' time for filing counter affidavit.

Ld. Counsel for the petitioner is granted two weeks' time

contd...

to take fresh steps and to file fresh particulars for service on all the unserved respondents, as is mentioned in the office report.

Service is complete on the remaining respondents, but none has entered appearance.

List again on 06.05.2025.

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SUJATA SINGH
Registrar