Listed On: **19/10/2016** 

Court No : **04** Item No :

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# SECTION:XIV IN THE SUPREME COURT OF INDIA CIVIL APPELLATE JURISDICTION

## CIVIL APPEAL No. 2453 of 2007

With

INTERLOCUTORY APPLICATION NOS. 2,4,10,11,14,22 & 23

(Applications for directions/modification/Revocation/Early hearing and application for taking on record additional documents.)

# WITH CIVIL APPEAL No. 2456 of 2007

With

INTERLOCUTORY APPLICATIONNOS. 2,4,7 to 9,10, 11,12,13,14,15,16 & 17 (Applications for directions & intervention filed by Ms. Aparna Bhat, Advocate has on 19/09/2016 on behalf of Bangalore Political Action Committee AND Ms. Supreeta Sharanagouda, Advocate has on 24/09/2016 filed the intervention application on behalf of S. Suresh and Ors., are applicant may be allow to intervene in this appeal/Application for taking on record additional documents filed on 28/09/2016 by Mr. B. Balaji, Advocate on behalf of State of Tamil Nadu in I. A. No.8 and Modification of Court's order/ directions.)

WITH

#### **INTERLOCUTORY APPLICATION NOS.18**

(Mr. D.S. Mahara, Advocate has on **03<sup>rd</sup> October**, **2016** filed an application for **Modification of the Court's order dated 20/09/2016** & **30/09/2016** with affidavit on behalf of Union of India.)

**AND** 

**CONTEMPT PETITION (CIVIL) NO.225 OF 2013** 

(Counsel for the **appellant has on 25/6/2013** filed contempt petition.)

STATE OF KARNATAKA ETC.

...APPELLANTS

**VERSUS** 

STATE OF TAMIL NADU & ORS. ETC.

...RESPONDENTS

# OFFICE REPORT

#### **CIVIL APPEAL NO 2453 OF 2007.**

The civil appeal above mentioned was listed before the Hon'ble Court with other connected matters on <u>22/07/2016</u> with office report dated <u>11<sup>th</sup> February, 2016</u>, When the Hon'ble Court was pleased to pass the following order:-

"List these matters on **18**th **October,2016** before a three-Judge Bench of which Hon'ble Mr. Justice J.Chelameswar is not a Member."

: 2 :

It is submitted that Mr. Ajit S. Bhasma, Advocate has on 4/2/2011 filed an application for recall/modification and restoration of Court's order dated 18/10/2011 passed in I.A. No.13/2009 (Registered I.A. No.14). Copy of the same has been placed with I.A. No.13 / 2009 paper book. Counsel for the appellant has on 21st July, 2016 filed application for taking on record additional documents alongwith affidavit (Regd. I.A. No.23). Copies of the same have been placed with appeal paper books.

It is further submitted that there are **four respondents** in this appeals. All the respondents are represented by their respective advocates.

#### CIVIL APPEAL NO. 2456 OF 2007.

It is submitted that Mr. D.S. Mahra, Advocate has on 03<sup>rd</sup> October, 2016 filed an application for modification of Court's order dated 20/09/2016 and 30/09/2016 filed on behalf of Union of India(Regd. I.A. Nos.18) in the appeal above mentioned AND I.A. No.12/2016 was listed before the Hon'ble Court on 04/10/2016 and copy of the Court's order dated 04/10/2016 has been placed with appeal paper books. In view of the Hon'ble Court's Order dated 04/10/2016 Counsel for the Union of India has on 17/10/2016 filed report relating to the ground reality by the technical team headed by Mr. G.S. Jha, Chairman, Central Water Commission Govt. of India and the same has been placed before the Hon'ble Court. The copies of the report has been served only on Mr. B. Balaji, Mr. V.N. Raghupathy & Mr. G. Prakash, Advocates.

It is further submitted that there are **three respondents** in this appeal and all are represented by their respective advocates.

It is also submitted that Ms. Aparna Bhat, Advocate has on 19<sup>th</sup> September, 2016 filed an application for intervention to allow the applicant to intervene in this appeal (Regd.I.A. No.13/2016). Ms. Supreeta Sharanagouda, Advocate has on 24/09/2016 filed an application for intervention to allow the S. Suresh and Ors. are applicants to intervene in this appeal (Regd. I.A. No.14/2016). Copies of the both application have been placed with appeal paper books for kind perusal of the Hon'ble Court with this office report.

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It is further submitted that the instant appeal has been tagged with Original Suit No. 3 of 2001 (Main matter of Section III-A.), Civil appeal No. 2453 of 2007 (XIV) and Civil appeal No. 2454/2007 (Section XII), instead of sending Original record a letter dated 22/06/2009 has been received from Cauvery Water Dispute Tribunal, Govt. of India, Ministry of Water resources stating therein that Original record consists of statement of cases, Counter affidavits and rejoinders followed by evidence and final arguments which run into thousands of pages. Counsel for the appellant has on 25/06/2013 filed Contempt Petition (Civil) alongwith Annexures A to I alongwith Vakalatnama and Memo of appearance in the appeal above mentioned and registered as Contempt Petition (Civil) No. 225 of 2013. Copy of the Contempt Petition has been placed with appeal paper books.

It is lastly submitted that Mr. V.N. Raghupathy, Advocate has on 3<sup>rd</sup> October, 2016 filed Review Petition (Civil) Dy. No. 33436 dated 1/10/2016 on behalf of State of Karnataka in I.A. Nos. 15 IN I.A. No.16 IN I.A. No.12 IN I.A. No.10 IN Civil Appeal No. 2456 of 2007 for Review of this Court's order dated 20/09/2016, 27/09/2016 and 30/09/2016 in the IA's above mentioned and same is pending before this Hon'ble Court.

Civil appeal No. 2454 /2007 is related with Section XII.

The Civil appeals alongwith applications above mentioned are listed before the Hon'ble Court with this Office Report.

DATED THIS THE 18th day of October, 2016.

Sd/=

ASSISTANT REGISTRAR.

## Copy to:

- 1. Mr. V.N.Raghupathay, Advocate.for State of Karnataka.(15, Law Chamber)
- 2. Mr. B. Balaji, Advocate for State of Tamil Nadu (113, 0ld Law Chamber)
- 3. Mr. Ramesh Babu M.R., Adv. for state of Kerala(407, New Law Ch)
- 4. Mr. R. Nedumaran, Advocate (27, Law Chamber)
- 5. Mr. G. Prakash, Advocate.(128, New Law Chamber)
- 6. Mr. V. G. Pragasam, Advocate (No Chamber) for Ponducharry.
- 7. Mr. D.S. Mahara, Advocate (Central agency) for UOI
- 8. Mr. Rajesh Mahale, Advocate on behalf of intervenor(No Chamber.)
- 9. Mr. Ajit S. Bhasme, Advocate on behalf of Karnataka Power Corporation Ltd. As intervenor.(336, New Law Chamber)
- 10. **Ms. Aparna Bhat, Advocate** (206, New Law Chamber to intervene in this appeal on behalf of "Bangalore Political Action Committee" in I.A. No. 13/2016...
- 11. **Ms. Supreeta Sharanagouda**, Advocate for intervenor in **I.A. No.14/2016.** (No Chamber, SCBA)

Sd/=

MJha