

Listed on.28.11.2016

Court No.R-2

IN THE SUPREME COURT OF INDIA Item No.9
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL)NOS. 1059 of 2011,
4128-29 OF 2012 AND 36770 OF 2014

WITH PRAYER FOR INTERIM RELIEF

Gram Panchayat of Vil. Udaipur . ..Petitioner(s)

Versus

Union of India & Ors. Etc. ...Respondent(s)

OFFICE REPORT

The matters above mentioned were listed before the Hon'ble Court on 26.10.2016, when the Court was pleased to pass the following order :-

“SLP(C) No. 1059/2011

Service of notice is complete on the respondent No.13(i) but no one has entered appearance on his behalf.

Fresh steps for the service of notice by usual mode to the respondent No.1 shall be taken by the learned counsel for the petitioner within a period of four weeks. Dasti in addition is permitted to be served through the Ld. Standing Counsel representing the Union of India.

SLP(C) Nos. 4128-4129/2012

Await the return of the service of notice already issued to the respondent No.5

In the meantime, office shall enquire about the fate of notice sent to the said respondent under registered cover from the postal authorities.

SLP(C) No. 36770/2014

Four weeks time, as last chance is given to the learned counsel for the petitioner to comply with

the terms of the order dated 8.9.2016 of this Court in respect of Respondent Nos. 4, 6 and 7.
List again on 28.11.2016.”

SLP (C) No. 1059/2011

It is submitted that counsel for the petitioner has not taken fresh steps to effect service on Respondent No. 1.

It is further submitted that counsel for the petitioner has on 25.10.2016 filed affidavit with proof of dasti service in respect of proposed Lrs. of deceased Respondent Nos. 4, 5, 6, 8, 9, 10, 12 and 13 in response to show cause notice issued on 06.04.2016.

As per dasti service report, service position of proposed Lrs. of deceased Respondent Nos. 4, 5, 6, 8, 9, 10, 12 & 13 are as follows:

Deceased Resp.	Proposed Lrs No.	Remarks
4 & 5 (Proposed Lrs of deceased R-4 & 5 are common)	4(i), 4(ii) 5(i) 5(ii)	Served, Report not filed, Served, Report not filed
6	6(i-iii)	Report not filed
8 & 12 (Proposed LR's of Deceased R-8 & 12 are common)	8(i-v) 12(i-v)	Served
9	9(i) 9(ii-iii)	Dead, Served
10	10(i-iii)	Served
13	13(i-ii)	Refused to accept

Service of show cause notice is not complete on Respondent No. 1 and proposed Lr. No. 9(i) (Dead).

SLP (C) No. 4128-29/2012

It is submitted that Neither AD Card nor unserved cover containing notice has been received back from Respondent No. 5 so far.

It is further submitted that letter to postal authority in respect of Respondent No. 5 has been issued and their response is still awaited.

SLP(C) No. 36770/2014

It is submitted that counsel for the petitioner has not complied with the order dated 08.09.2016 by taking fresh steps for service of notice to the unserved Respondent Nos. 4, 6 & 7 and not furnished the particulars of concerned Trial Court.

It is further submitted that counsel for the petitioner has not filed proof of dasti service of notice so far.

It is further submitted that Mr. Devendra Singh, Advocate has filed counter affidavit on behalf of Respondent Nos. 1 to 3.

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

Dated this the 26th day November, 2016.

ASSISTANT REGISTRAR

Copy to :- Mr. Rajinder Mathur, Adv.
Mr. Anil Kr. Tandale, Adv.
Mr. Vineet Bhagat, Adv.
Mr. Devendra Singh, Adv.

ASSISTANT REGISTRAR

Com1/Mty