

ITEM NO.20

REGISTRAR COURT

SECTION III

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

Civil Appeal No(s). 8826/2022

VIKHROLI SAIKRUPA COOP. HOUSING SOCIETY LTD. & ANR.Appellant(s)

VERSUS

MUMBAI HOUSING AREA DEVELOPMENT AUTHORITY & ORS. Respondent(s)

WITH

C.A. No. 8884/2022 (III)

)

C.A. No. 8897/2022 (III)

)

C.A. No. 8827/2022 (III)

IA No. 261455/2023 - APPLICATION FOR PERMISSION

IA No. 134201/2023 - STAY APPLICATION

IA No. 93658/2023 - STAY APPLICATION)

C.A. No. 9310/2022 (III)

)

C.A. No. 5489/2023 (III)

)

C.A. No. 5896/2023 (III)

)

C.A. No. 2435/2023 (III)

)

C.A. No. 4543/2023 (III)

)

C.A. No. 170/2023 (III)

)

C.A. No. 1038/2023 (III)

)

C.A. No. 786/2023 (III)

)

C.A. No. 168/2023 (III)

)

C.A. No. 4299-4300/2023 (III)

)

C.A. No. 5452/2023 (III)

)

C.A. No. 785/2023 (III)

)

C.A. No. 952/2023 (III)

)

C.A. No. 2467/2023 (III)

contd...

C.A. No. 6673-6674/2023 (III)
)
SLP(C) No. 798/2024 (IX)
)
C.A. No. 8900/2022 (III)
)
C.A. No. 8896/2022 (III)
)
C.A. No. 8898/2022 (III)
)
C.A. No. 8899/2022 (III)
)
C.A. No. 9313/2022 (III)
)
C.A. No. 9312/2022 (III)
)
SLP(C) No. 23930/2022 (IX)
)
C.A. No. 9283/2022 (III)
)
C.A. No. 169/2023 (III)
)
C.A. No. 9311/2022 (III)
)
C.A. No. 9314/2022 (III)
)
C.A. No. 171/2023 (III)
)
Diary No(s). 14411/2024 (IX)
(IA No.102285/2024-CONDONATION OF DELAY IN FILING and IA
No.102286/2024-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
and IA No.102284/2024-PERMISSION TO FILE PETITION (SLP/TP/WP/..))
and IA No.102287/2024-PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

Date : 14-10-2024 This appeal was called on for hearing today.

For Appellant(s)

Mr. Swarnendu Chatterjee, AOR
Ms. Deepakshi Garg, Adv.
Ms. Harshita Rawat, Adv.

Mr. Arvind Gupta, AOR

Mr. Siddharth Praveen Acharya, Adv.
Mr. Bhuvnesh Vyas, Adv.
Mr. Lakshay Jain, Adv.
Mr. Lakshay Sharma, Adv.
Ms. Mithu Jain, AOR

contd...

Mr. Achyuth Ajith Kumar, Adv.
Mr. Shyam Gopal, Adv.
Mr. Achyuth K, AOR

Mr. Balaji Srinivasan, AOR
Mr. Kunal Mimani, AOR
Mr. Kartikey Bhati, Adv.

Mr. Dhawal Desai, Adv.
Mr. Pranaya Goyal, AOR
Mr. Dharav Shah, Adv.

M/S. Pba Legal, AOR
Mr. Aayush Agarwala, Adv.
Mr. Kunj Mehra, Adv.

Mr. C. George Thomas, AOR
Ms. Supreeta Sharanagouda, AOR
Ms. Rucha Pravin Mandlik, Adv.
Mr. Kush Chaturvedi, AOR
Mr. Syed Faraz Alam, Adv.
Mr. Atharva Gaur, Adv.
Mr. Aayushman Aggarwal, Adv.

For Respondent(s)

Ms. Asha Gopalan Nair, AOR
Ms. Nivedita Nair, Adv.

Ms. Shwetal Shepal, Adv.
Mr. Siddharth Dharmadhikari, Adv.
Mr. Aaditya Aniruddha Pande, AOR

M/S. J S Wad And Co, AOR
Mr. Ashish Wad, Adv.
Ms. Akriti Arya, Adv.
Ms. Swati Arya, Adv.

Mr. Chirag M. Shroff, AOR
Mrs. Mahima C Shroff, Adv.
Mr. Dhananjay Kataria, Adv.
Mr. Anand Thumbayil, Adv.

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

Civil Appeal No(s). 8826/2022

It has been submitted by Ld. counsel appearing for appellant No.2 that vakalatnama has already been filed on behalf of the said appellant. Submission be taken on record. Registry to verify and update the records.

Respondent No.1 is duly represented.

Service is complete on respondent Nos.2 to 4 but none has entered appearance.

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

C.A. No. 8884/2022

Respondent No.1 is duly represented.

Service is complete on respondent Nos.2 to 4 but none has entered appearance.

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

C.A. No. 8897/2022

Service is complete on respondent No.1 but none has entered appearance.

Respondent Nos.2 and 3 are duly represented.

As sought, four weeks' time, as a last opportunity, is granted to respondent No.2 for filing counter affidavit.

At the end of the period aforesaid, whether counter affidavit is filed or not, Registry to process the matter for listing before the Hon'ble Court, as per rules.

C.A. No. 8827/2022

Respondent Nos.1 to 4 are duly represented.

As sought, four weeks' time, as a last opportunity, is granted to respondent Nos.1 and 2 for filing counter affidavit.

Service is complete on respondent No.5 but none has entered appearance.

At the end of the period aforesaid, whether counter affidavit is filed or not, Registry to process the matter for listing before the Hon'ble Court, as per rules.

C.A. No. 9310/2022

Respondent Nos.1 and 4 are duly represented.

Service is complete on respondent Nos.2 and 3 but none has entered appearance.

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

C.A. No. 5489/2023

Respondent No.3 is duly represented.

Service is complete on respondent Nos.1 and 2 but none has entered appearance.

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

C.A. No. 4543/2023

Respondent Nos.1 and 2 are duly represented.

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

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C.A. No. 170/2023

Respondent No.1 is duly represented.

Service is complete on respondent No.2 but none has entered appearance.

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

C.A. No. 1038/2023

Respondent No.1 is duly represented.

Service is complete on respondent Nos.2 and 3 but none has entered appearance.

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

C.A. No. 786/2023

Respondent No.1 is duly represented.

Service is complete on respondent Nos.2 and 3 but none has entered appearance.

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

C.A. No. 168/2023

Respondent Nos.1 and 2 are duly represented.

Service is complete on respondent No.3 but none has entered appearance.

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

C.A. No. 8900/2022

Respondent No.1 is duly represented.

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Service is complete on respondent Nos.2 to 4 but none has entered appearance.

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

C.A. No. 5452/2023

Respondent No.1 is duly represented.

Service is complete on respondent No.4. Ld. Advocate, Ms. Nivedita Nair, appearing on behalf of Ms. Asha Gopalan Nair, Advocate-on-record has entered appearance for respondent No.4 and sought time to file vakalatnama and counter affidavit. Four weeks' time is granted to do so.

Service is complete on respondent Nos.2, 3, 5 and 7 but none has entered appearance.

Ld. Counsel for the petitioner is granted two weeks' time to take fresh steps and file fresh particulars in respect of unserved respondent No.6.

List again on 20.1.2025.

C.A. No. 2435/2023

Respondent No.1 is duly represented.

Ld. Counsel for the petitioner is granted one week's time to file spare copy for service on respondent No.2. If spare copy is filed within the time granted, notice be issued immediately and list on 20.1.2025 else Registry to process the matter for listing before the Hon'ble Judge in Chambers for necessary directions.

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C.A. No. 2467/2023

Respondent No.1 is duly represented.

Ld. Counsel for the petitioner is granted one week's time to file spare copies for service on respondent Nos.2 and 3. If spare copies are filed within the time granted, notices be issued immediately and list on 20.1.2025 else Registry to process the matter for listing before the Hon'ble Judge in Chambers for necessary directions.

C.A. No. 4299-4300/2023

Respondent Nos.1 to 3 are duly represented.

Service is complete on respondent Nos.4 and 5 but none has entered appearance.

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

C.A. No. 6673-6674/2023

Service is complete on respondent No.1 but none has entered appearance.

Respondent Nos.2, 3 and 6 are duly represented.

Ld. Counsel for the petitioner is granted two weeks' time to file fresh particulars in respect of unserved respondent Nos.4 and 5.

List again on 20.1.2025.

C.A. No. 785/2023

Respondent No.1 is duly represented.

Service is complete on respondent Nos.2 and 3 but none has entered appearance.

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

C.A. No. 952/2023

Respondent No.1 is duly represented.

Service is complete on respondent No.2 but none has entered appearance.

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

C.A. No. 8896/2022

Respondent No.1 is duly represented.

Service is complete on respondent Nos.2 to 4 but none has entered appearance.

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

C.A. No. 8898/2022

Respondent No.1 is duly represented.

Service is complete on respondent No.3 but none has entered appearance.

Reminder be issued to the High Court for expediting the dispatch of certificate of service with updated status with regard to respondent No.2.

List again on 20.1.2025.

C.A. No. 8899/2022

Respondent No.1 is duly represented.

Service is complete on respondent No.2 but none has entered appearance.

Reminder be issued to the High Court for expediting the dispatch of certificate of service with updated status with regard to respondent No.3.

List again on 20.1.2025.

SLP(C) No. 23930/2022

Fresh matter.

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

C.A. No. 9283/2022

Respondent No.1 is duly represented.

Service is complete on respondent No.2 but none has entered appearance.

Ld. Counsel for the petitioner is granted two weeks' time to file fresh particulars in respect of the unserved respondent No.3.

List again on 20.1.2025.

C.A. No. 169/2023

Respondent No.1 is duly represented.

Service is complete on respondent No.2 but none has entered appearance.

Notice issued to respondent No.3 has been received back with 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 & Anr (1999), 7, SCC 510 and order dt.13.10.2023 passed

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by Registrar's Court in T.P.(C)No.2090/2019. Still there is no appearance on behalf of the said respondent.

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

C.A. No. 171/2023

Service is complete on respondent Nos.1 and 3 to 6 but none has entered appearance.

Respondent No.2 is duly represented.

Ld. Counsel for the petitioner is granted two weeks' time to take fresh steps and file fresh particulars in respect of unserved respondent No.7.

List again on 20.1.2025.

Diary No(s). 14411/2024

Service is complete on respondent Nos.1 to 3 but none has entered appearance.

Respondent Nos.4 and 5 are granted four weeks' time for filing counter affidavit.

List again on 20.1.2025.

C.A. No. 5896/2023

Respondent Nos.1 and 2 are duly represented.

Ld. Counsel for the petitioner is granted two weeks' time to take fresh steps and file fresh particulars in respect of unserved respondent No.3.

List again on 20.1.2025.

SLP(C) No. 798/2024

Ld. Counsel for the petitioner is granted one week's time to file spare copies for service on respondent Nos.1 to

3. If spare copies are filed within the time granted, notices be issued immediately and list on 20.1.2025 else Registry to process the matter for listing before the Hon'ble Judge in Chambers for necessary directions.

C.A. No. 9313/2022

Respondent No.1 is duly represented.

Ld. Counsel for the petitioner is granted one week's time to file spare copies for service on respondent Nos.2 to

4. If spare copies are filed within the time granted, notices be issued immediately and list on 20.1.2025 else Registry to process the matter for listing before the Hon'ble Judge in Chambers for necessary directions.

C.A. No. 9311/2022

Respondent No.1 is duly represented.

Ld. Counsel for the petitioner is granted one week's time to file spare copies for service on respondent Nos.2 to

8. If spare copies are filed within the time granted, notices be issued immediately and list on 20.1.2025 else Registry to process the matter for listing before the Hon'ble Judge in Chambers for necessary directions.

C.A. No. 9314/2022

Respondent No.1 is duly represented.

Ld. Counsel for the petitioner is granted one week's time to file spare copies for service on respondent Nos.2 to

7. If spare copies are filed within the time granted,

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notices be issued immediately and list on 20.1.2025 else Registry to process the matter for listing before the Hon'ble Judge in Chambers for necessary directions.

C.A. No. 9312/2022

Respondent Nos.1 and 4 are duly represented.

Service is complete on respondent Nos.2 and 3 but none has entered appearance.

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

SUJATA SINGH
Registrar

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