

4811

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. OF 1995

IN

WRIT PETITION NO. 14 OF 1995

1. Swatantra Party & Anr. ... Petitioners

versus

1. Union of India and ors. ... Respondents

A F F I D A V I T

I, LAXMIDAS R. SAMPAT, General Secretary of the
Petitioner, do hereby state on solemn affirmation as
under:-

That the Petitioners have taken out Notice
of Motion for expediting hearing of the Writ Petition
The said Notice of Motion and affidavit in support is
already served upon Respondents on following addresses.

1. Union of India

Legal Department,

Aaykar Bhavan, Maharshi Karve Marg,
Bombay.

2. Ms. Rekha Rajgopal, Advocate for Chief
Election Commissioner

and

3. The Secretary

Election Commissioner of India.

I say that on 14.12.1995 the Notice of Motion
was moved before Hon'ble Division Bench for urgent orders

when this Hon'ble High Court granted liberty to move the Court after December vacation. I say that the Respondents have waived service and therefore the Notice of Motion is ready for hearing. I say that on the facts and in the circumstances of the case, this Hon'ble High Court be pleased to allow Notice of Motion. I say that Respondents Nos.2 to 3 are duly served with the Rule NISI and Petition and the Office of Sheriff of Bombay have received the acknowledgments from the above mentioned Respondents Nos.2 to 3. I say that Respondents Nos. 2 and 3 received the Rule NISI and Petition on 18.2.1995. I therefore submit that in view of the forthcoming general elections to Parliament above Petition No.14/95 be heard peremptorily.

Solemnly affirmed at Bombay)
this day of January 1996)

Identified by me

Before me,

A. S. Patil

Advocate High Court

in

1. Union of India & Ors. Respondents

A F F I D A V I T

Dated this day of January 1996

RAJIV PATIL
Advocate for Petitioners
36 Shivaji Park,
Bombay 400028

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Advocate for Petitioners
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AFFIDAVIT

Dated this day of January 1996

RAJIV PATIL
Advocate for Petitioners
36 Shivaji Park,
Bombay 400028

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

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1. Union of India

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Aaykar Bhavan, Maharshi Karve Marg,

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2. Ms. Rekha Rajgopal, Advocate for Chief
Election Commissioner

and

3. The Secretary

Election Commissioner of India.

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Dated this day of January 1996

RAJIV PATIL
Advocate for Petitioners
36 Shivaji Park,
Bombay 400028

In The High Court of Judicature At Bombay

Ordinary Original Civil Jurisdiction

Modre or Modren No. 14 of 1995
Writ Petition No. 14 of 1995

1. Swatantra Party & Anr. Petitioners

V/s

2. Union of India & Ors. Respondents

Affidavit of Service

Laxmidas R. Sampod, General Secretary of the
I, S.B. Rane and S.M. Bhadele, Bailiffs of Sheriff
of Bombay, do hereby state on solemn affirmation as
under:

For expecting hearing of the writ of Habeas Corpus.
That the Petitioners made an application to the
Sheriff of Bombay to effect service of Rule NISI in
Writ Petition No. 14 of 1995, upon the Respondents on
following addresses.

1. Union of India

Legal Department,

Kaykai Bhavan, Maharshi Karve

Marg, Bombay.

Attended by Mr. Rekha Rajgopal, Advocate for

2. Chief Election Commissioner

~~Nirvachan Sadan, Ashok Road,~~

~~New Delhi 110001. A.D.~~

3. The Secretary

Election Commission of India,

~~Nirvachan Sadan, Ashok Road,~~

~~New Delhi 110001.~~

I say that on 14-12-1995 the Modre of Modren was
2. I, S.B. Rane say that I was entrusted with work
of effecting service by my office and I accordingly
sent Rule NISI to the Respondents Nos. 2 to 3 mentioned
above by Registered A.D. Post. I say that the Respondents

Receipts

Nos. 2 to 3 are duly served with the Rule NISI and Petition and the Office of Sheriff of Bombay have received the acknowledgements from the above mentioned Respondents Nos. 2 to 3. I say that Respondents Nos. 2 and 3 received the Rule NISI and Petition on 18.2.1995. *I have there submitted the*

in view of the forthcoming general elections to Parliament and

Petition No. 14/95

*be heard
preemptively*

3. I, S.W. Bhadale say that the Respondent No.1 was served with Rule NISI on 1995.

The copies of acknowledgements by Respondents Nos. 2 and 3 and annexed hereto and marked as Exhibit 'A' and 'B' respectively.

4. We are affirming this Affidavit to state that service of Rule NISI in writ Petition is duly effected and the Respondents Nos. 1 to 3 are duly served.

Solemnly Affirmed at Bombay }
This th Day of March 1995 }

S.B. Rane

Before me

Solemnly Affirmed At Bombay }
This th Day of March 1995 }

S.W. Bhadale

Before me

Identified by me

Advocate High Court.

IN THE HIGH COURT OF JUDICATURE

AT BOMBAY

ORDINARY ORIGINAL CIVIL JURIS-
DICTION

Profr. of Motion No. of 1995

WRIT PETITION NO.14 OF 1995

1. Swatantra Party & Anr...Petitioner

V/s

1. Union of India & Ors....Respondent

AFFIDAVIT OF SERVICE

Rajiv Patil
Advocate High Court
6A, Krishna Kunj
36, Shivaji Park
Dr. M.B. Raut Marg
Bombay 400 028.