

SECTION XVII

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 1993 OF 2006

The New India Assurance ...Appellants
VERSUS

M/S Dwarka Cement Works Ltd. ...Respondent

OFFICE REPORT FOR DIRECTIONS

The matter above mentioned was listed before the Hon'ble Judge in Chambers on 16.02.2015, When the Court was pleased to pass the following order:

"The matter is placed before me seeking certain directions. It is informed that fixed deposit has been renewed for a further period of six months and necessary intimation thereof has been sent to the sole respondent as well as his Advocate-on-Record. However, no application for withdrawal of amount is preferred by the respondent. In view thereof, let the fixed deposit be renewed for another six months and intimation be sent to the respondent as well as his Advocate-on-Record."

It is submitted that the suitor fund amount Rs. 58,027/- was reinvested in the FDR in view of the above said orders and is bearing maturity date as 16.06.2016. Letter has been issued to the sole respondent in person in view of the above said orders. Dr. Jiten P. Mody, respondent in person has sent an application for refund of the suitor fund amount vide letter dated 01.07.2015 but the same is defective as the application is not in a proper format and is not filed at the filing counter as per Order VIII of Rule 6 (1) of SCR 2013. Defects were communicated to the respondent in person vide Registry's letter dated 13.07.2015, 10.09.2015 and 22.11.2015 but he has not filed proper application as per rules in the matter so far.

In view of the above, the Office report for directions above-mentioned is listed before the Hon'ble Judge in Chambers for further Orders.

DATED THIS THE 01st DAY OF MARCH, 2016.

ASSISTANT REGISTRAR