

ITEM NO.41

REGISTRAR COURT. 2

SECTION XIV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

B E F O R E T H E R E G I S T R A R M K H A N J U R A

Civil Appeal No(s). 5436/2013

RETAILERS&DISTRIBUTORS C.A. OF NCT,DELHI

Appellant(s)

V E R S U S

JOGINDER KUMAR SINGLA & ORS

Respondent(s)

WITH

C.A. No. 5437/2013

(With Interim Relief)

C.A. No. 5438/2013

C.A. No. 5435/2013

(With Interim Relief and Office Report)

Date : 30/10/2014 These appeals were called on for hearing today.

For Appellant(s)

Mr. Sushil Kumar Jain,Adv.

Mr. Alok Kumar,Adv.

Mr. Rohit K. Singh,Adv.

Mr. Aman Deep Sharma,Adv.

Mr. Rakesh Uttamchandra Upadhyay,Adv.

Mr. Prashant Kumar,Adv.

Mr. V.S. Raju,Adv.

For Respondent(s)

Mr. Prashant Chaudhary,Adv.

Mr. Praveen Swarup,Adv.

Mrs. Anil Katiyar,Adv.

Signature Not Verified

Mr. Vishnu B. Saharya,Adv.

Digitally signed by

Madhu Grover

Date: 2014.10.31

M/s Saharya & Co.,Adv.

16:26:42 IST

Reason:

Ms. Abha R. Sharma,Adv.

Mr. Ashwani Kumar,Adv.

2

ITEM NO.41

U P O N h e a r i n g t h e c o u n s e l t h e C o u r t m a d e t h e f o l l o w i n g
O R D E R

C.A. Nos. 5435, 5437 and 5438/2013

The office report is that neither the appellants nor the

respondents have filed the statement of case in all these matters, although they were notified to do so on 20.5.2014. Order XIX Rule 32 of the Supreme Court Rules, 2013 provides that if the appellant does not file a statement of case within the time, as provided for in sub rule (1), it shall be presumed that the appellant has adopted the list of dates/synopsis containing chronology of events as filed at the time of presentation of petition for seeking special leave to appeal (SLP)/Appeal, as statement of case, and does not desire to file any further statement of case. The order further provides that if the respondent who has entered appearance does not file a statement of case within the time, as provided in Sub Rule(1) (i.e. 35 days) it shall be presumed that he does not desire to lodge the same. Therefore, in view of the rule position cited above no further opportunity for filing the statement of case can be given to the parties. Viewed in that context all the above matters shall be processed for listing before the Hon'ble Court under the rules.

C.A. No. 5436/2013

Await the return of service of notice for making alternative arrangement already issued to the appellants.

List on 15.1.2015.

(M K HANJURA)
Registrar

MG