

Listed on 10.3.2014
Ld. Registrar's Court No. 2
Item No. 117

SECTION XII
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL Nos. 1890-1891 OF 2010, 7334 AND 7847-7848 OF
2013

Assocn. of Vasanth Appts. Owners etc. etc. ...Appellant
Versus
V. Gopinath & Ors. etc. etc. ...Respondents

OFFICE REPORT

The matters above mentioned were listed before the Ld. Registrar's Court on 16th December, 2014 when the following order was passed:-

"C.A. Nos. 1890-1891/2010

The office report indicates that the appellants have already filed the statement of case. The learned counsel for the respondents shall file the statement of case within a period of 35 days.

C.A. No. 7334 and 7847-7848/2013

The learned counsel for the appellants shall file the statement of case within a period of 45 days. A copy thereof shall be provided to the other side and the learned counsel for the respondents shall file the statement of case within a period of 35 days thereafter.

List again on 9.3.2015."

CIVIL APPEAL NOS. 1890-1890 OF 2010

These are appeals by special leave filed against the Judgment and Order dated 9th October, 2007 of the High Court of Judicature at Madras in W.A. Nos. 478 of 2007 and 1026 of 2007.

CIVIL APPEAL No. 1890 OF 2010

It is submitted that there are six respondents. Respondent Nos. 2, 5 and 6 are represented through M/s. P.V. Dinesh, M. Yogesh Kanna and R. Nedumaran, Advocates respectively. Respondent Nos. 1, 3 and 4 have been served with the notice but no one has entered appearance so far.

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CIVIL APPEAL No. 1891 OF 2010

It is submitted that there are two respondents. Respondent Nos. 1 and 2 are represented by M/s R. Nedumaran and M. Yogesh Kanna, Advocates respectively.

Service of notice is complete.

It is further submitted that Mr. Senthil Jagadeesan, Counsel for the appellant has on 22nd July, 2013 filed statement of case, but Advocates for respondents have not filed statement of case in terms of Order XIX Rule 32(2) Supreme Court Rules, 2013, and its proviso, where a party does not file statement of case within the time prescribed, it shall be presumed that the party does not desire to file statement of case and so far as appellant is concerned, it shall be presumed that the appellant has adopted list of dates/synopsis as statement of case.

CIVIL APPEAL NOS. 7334 & 7847-7848 OF 2013

These are appeals by special leave filed against the Judgment and Order dated 6th March, 2008 and 19th February, 2009 of the High Court of Judicature at Madras in W.P. Nos. 11934 of 1995 and 23397 of 2007 and in Rev. Application No. 69 of 2008. in W.P. No. 23397 of 2007.

It is submitted that there are three respondents in Civil Appeal No. 7334 of 2013 and all are represented through Mr. B. Balaji, Advocate.

It is further submitted that there are four respondents in Civil Appeal Nos. 7847-7848 of 2013. Respondent Nos. 2 and 3 are represented through Mr. B. Balaji, Advocate but he has not filed counter affidavit. Service is complete in respect of respondent No. 1 at the SLP stage. Certificate of service from the High Court has been received in respect of respondent No. 4.

Service is complete in both the matters.

It is further submitted that counsel for the parties have not filed statement of case and in terms of Order XIX Rule 32(2) Supreme Court Rules, 2013, and its proviso, where a party does not file statement of case within the time prescribed, it shall be presumed that the party does not desire to file statement of case and so far as appellant is concerned, it shall be presumed that the appellant has adopted list of dates/synopsis as statement of case.

The matters above mentioned are listed before the Ld. Registrar's Court with this office report as "Pre-final hearing"

Dated this, the 9th day of March, 2015

ASSISTANT REGISTRAR

COPY TO:

Mr. Senthil Jagadeesan, Advocate

Mr. R. Nedumaran, Advocate

Mr. P.V. Dinesh, Advocate

Mr. M. Yogesh Kanna, Advocate

Mr. B. Balaji, Advocate

Ms. T. Anamika, Advocate

ASSISTANT REGISTRAR

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