

i>SECTION XVI

LISTED ON : 12.8.2013
COURT NO.: 2
ITEM NO. : 1

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

INTERLOCUTORY APPLICATION NO. 4
(Appeal against Ld' Registrar's order dated 4.4.2013)
IN
PETITION FOR SPECIAL LEAVE TO APPEAL (C) No. 6434 OF 2007

RAM ANUJ THAKUR & ORS.

Petitioners

VERSUS

MADHUBANI KSHETRIYA GRAMIN BANK & ORS.

Respondents

OFFICE REPORT

An office report on default for not taking fresh steps for service on unserved respondent Nos. 7 & 8 and not filing Court fee of Rs. 250/- for transposition of respondent No. 6 as petitioner was listed before the Hon'ble Judge in Chamber on 9.12.2010 when His Lordship was pleased to pass the following order:-

“It is stated by learned counsel for the petitioner that the amended cause title has been filed with the Registry in terms of the order of the Judge-in-Chambers. However, the Court fee of Rs.250/- has not been deposited. Time to deposit the Court fee is extended by four weeks failing which the Special Leave Petition shall stand dismissed without further reference to the Judge-in-Chambers.”

As the counsel did not comply the above order within four weeks, the Special Leave Petition stood as dismissed.

Counsel for the petitioner has on 20.7.2012 filed an application for recall of order dated 9.12.2010 which was barred by time by 559 days & counsel filed an application for condonation of delay.

The application for recall of order dated 9.12.2010 alongwith application for condonation of delay was placed before Ld' Registrar (J-I) on 4.4.2013 when Ld' Registrar was pleased to lodge the same.

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Now, counsel for the petitioner has on 9.5.2013 filed an appeal against order dated 4.4.2013 of Ld' Registrar (J-I). Original Special Leave Petition paper books have been weeded out after due preservation and counsel has provided fresh Special Leave Petition paper books.

Appeal against Ld' Registrar's order is listed before the Hon'ble Court with this Report.

Dated this the 8th day of August, 2013.

ASSISTANT REGISTRAR

Copy to:- Mr. T.Mahipal, Advocate
Mr. Gopal Singh, Advocate
Mr. Ashok K. Srivastav, Advocate

ASSISTANT REGISTRAR

Rathee / H