

SECTION XVII

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 4654 OF 2013

Economic Transport Organisation ...Appellant

VERSUS

Glaxo India Ltd. & Anr. ...Respondents

OFFICE REPORT FOR DIRECTIONS

It is submitted that a sum of Rs.50,000/- (Rupees fifty thousand only) deposited by the appellant in terms of the proviso added to Section 23 of the Consumer Protection Act, 1986 by the Consumer Protection Act, 2002, was deposited in the Suitors' Fund Account in the matter.

It is also submitted that Order XXIV of Rule 7 of the Supreme Court Rules, 2013 read as under :

"if the appeal is allowed by the Court the amount deposited by the appellant would be refunded to him without interest but if it is dismissed, the same will be allowed to be withdrawn by the respondent or may be disbursed as per the direction of the Court in that behalf".

The matter above mentioned was listed before the Hon'ble Judge in Chambers on 27.01.2016, when the Court was pleased to pass the following order:

"As no application for withdrawal of the suitor fund of Rs. 50,000/- has been filed, Registry is directed to keep the amount in A 'Fixed Deposit' initially for a period of one year."

It is submitted that since the appeal was dismissed ex-parte in the first hearing of the appeal and there is no representation on behalf of the respondents. Suitor fund amount of Rs. 50,000/- was invested in FDR which bears maturity on 07.06.2017.

It is further submitted that Counsel for the appellant has not filed application for withdrawal of the suitor fund amount in the matter so far.

Orders are solicited on the suitor fund amount of Rs. 50,000/- along with interest lying with the Registry in this dismissed appeal.

The office report for directions in the matter above-mentioned is listed before the Hon'ble Judge in Chambers with this office report.

DATED THIS THE 08th DAY OF FEBRUARY, 2017.

ASSISTANT REGISTRAR

Copy to : Mr. Chiraranjan Addey, Advocate

ASSISTANT REGISTRAR