

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

BEFORE THE REGISTRAR M K HANJURA

Civil Appeal No(s). 2012-2014/2010

SALGAONKAR MINING INDUSTRIES P.LTD.

Appellant(s)

VERSUS

STATE OF KARNATAKA & ORS.

Respondent(s)

(with office report)

WITH

C.A. No. 2266/2010

(With Office Report)

Date : 23/04/2015 These appeals were called on for hearing today.

For Appellant(s)

Mr. R. D. Upadhyay,Adv.

For Respondent(s)

Dr. (mrs.) Vipin Gupta,Adv.

Ms. Kiran Suri,Adv.

M/s. K. J. John & Co.,Adv.

Ms. Anitha Shenoy,Adv.

UPON hearing the counsel the Court made the following
O R D E RCivil Appeal No.2012-2014/2010

The office report indicates that the Ld.counsel for the appellant and the Ld.counsel for the respondent No.5 have already filed the statement of case. The office report further is that the Ld.counsel for the respondent No.4 has failed to file the statement of case although he has been notified to do so by letter dated 04.08.2011 of this Registry. Service of notice is complete on the other respondents, but no one has entered appearance on their behalf.

Order XIX Rule 32 of the Supreme Court Rules,2013 provides that if the respondent has entered appearance and 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.

In view of the rule position cited above, the matter shall be processed for listing before the Hon'ble Court under the rules.
Civil Appeal No.2266/2010

The office report is that Ld.counsel for the appellant and the Ld.counsel for the respondent Nos.2 & 3 have failed to file the statement of case, although they have been notified to do so by letter dated 04.08.2011 of this Registry. Service of notice is complete on the respondent No.1, but no one has entered appearance on his behalf. 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 has entered appearance and 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.

In view of the rule position cited above, the matter shall be processed for listing before the Hon'ble Court under the rules.

(M K HANJURA)
Registrar

SB