

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

INTERLOCUTORY APPLICATION NO. 2 OF 2016

(Application for restoration of the Civil Appeal)

AND

INTERLOCUTORY APPLICATION NO. 3 OF 2016

(Application for condonation of delay in filing the application for restoration)

IN

CIVIL APPEAL NO. 4204 OF 2012

M/S INDIAN OIL CORPORATION

.....Appellant

-VERSUS-

THE STATE OF KARNATAKA

.....Respondent

OFFICE REPORT

The Office Report on default with regard to not filing process fee alongwith spare copies for issue of Notice of Lodgement of Petition of Appeal in the appeal above-mentioned was listed before Hon'ble Judge-in-chamber on 9th January, 2013 when the Hon'ble Court was pleased to pass the following order:-

“Perused the office report.

Two weeks' time is allowed to the appellant to file process fee and spare copies. If the needful is not done, the appeals shall stand dismissed without further reference to the Court.”

It is submitted that counsel for appellant had not filed process fee and spare copies within the time granted by the Hon'ble Court and the matter was dismissed on 24th January, 2013.

It is further submitted that Mr. Hrishikesh Baruah, Advocate for the appellant has on 29th November, 2016 filed application for restoration of the Civil Appeal and the same is barred by time by 1375 days. The counsel has also filed application for condonation of delay in filing the application for restoration. The said applications have been registered as IA no. 2 & 3 of 2016 respectively. Paper books of the said applications have been placed with the appeal paper books.

It is lastly submitted that Mr. Hrishikesh Baruah, advocate for appellant has on 30th November, 2016 filed process fee and spare copies.

The applications above-mentioned are listed before Hon'ble Judge-in-Chamber with this Office Report.

Dated this the 9th day of December, 2016.

ASSISTANT REGISTRAR

Copy to:-

1. Mr. Hrishikesh Baruah, Advocate

ASSISTANT REGISTRAR

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