

i>¿ SECTION XI  
IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURI SDICTION

LISTED ON : 16.09.2013  
COURT : 2  
ITEM NO. : 50

PETITION FOR SPECIAL LEAVE TO APPEAL(C)NO. 27551 OF 2013

SMT. RANJU MISHRA

PETITIONERS

VERSUS

ARUN KUMAR MISHRA

RESPONDENTS

OFFICE REPORT

The matter above mentioned was listed before the Hon'ble Court on 26.08.2013 when the following order was passed:

Issue notice on the petitioner's prayer for condonation of delay and also on the special leave petition.

Mr. D. Bharat Kumar, Advocate, who has filed caveat on behalf of the respondent, accepts notice.

We have heard learned counsel for the parties and perused the record including typed copies of the letters written by the petitioner to the respondent.

Prima facie, we are of the view that the finding recorded by the trial Court and the High Court on the issue of applicability of Section 13(1)(iii) of the Hindu Marriage Act, 1955 appears to be perverse and the judgment under challenge warrants interference by this Court.

Learned counsel for the respondent requests and we allow him two weeks' time to enable his client to file documents which, according to him, have bearing on the disposal of the special leave petition.

The request of the learned counsel is accepted.

List the case on 16.09.2013.â€

It is submitted that Mr. Abhijit Sengupta, Advocate for sole respondent has filed Caveat/Vakalatnama and memo of appearance on behalf of the sole respondent but he has not filed Counter Affidavit so far.

It is further submitted that Counsel for sole respondent has not filed requisite document so far.

Service of show cause notice is complete.

The matter above mentioned is listed before the Hon'ble Court with this report.

Dated this the 13th day of September, 2013.

ASSISTANT REGISTRAR

contd..2/-

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Copy to:

- 1 Mr. Wajeeh Shafiq, Advocate.
- 2 Mr. Abhijit Sengupta, Advocate

ASSISTANT REGISTRAR