

**SECTION XIA**  
**IN THE SUPREME COURT OF INDIA**  
**CIVIL APPELLATE JURISDICTION**

**CIVIL APPEAL No. 4440 OF 2011.**

**The Sub Collector, Devicolam & Ors.**

**...Appellants**

**Versus**

**Tata tea Ltd. & Ors.**

**...Respondents**

**OFFICE REPORT**

This is an appeal by Special Leave from the Judgment and Order dated 30.6.2005 of the High Court Kerala at Ernakulam in W.A. No. 575 of 2001.

The Service of notice is complete.

Original record is available for the reference of the Hon'ble Court.

It is submitted that Counsel for the appellant and for appearing Respondents have not filed statement of case so far and as per proviso Rule 32(2) of Order XIX of new SCR 2013 read as , “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”. “Provided that where a respondent, who has entered appearance, does not file a statement of case within the time, as provided in sub-rule (1), it shall be presumed that the respondent does not desire to lodge statement of case in the appeal.”

The matter above mentioned is listed before the Ld. Registrar for pre-final hearing under order V Rule (1) (30) SCR 2013.

Dated this the 10<sup>th</sup> day of November, 2014.

ASSISTANT REGISTRAR

Copy to :

1. Mr. R. Sathish, Adv.
2. Mr. Manik Karanjawala, Adv.
3. Mr. Ajit Pudussery, Adv.

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ASSISTANT REGISTRAR