

SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

I.A. No.3 and 4
IN
CIVIL APPEAL NO(s). 6654 OF 2010

CHINI MILLS KARAMCHARI SANGH Appellant (s)

VERSUS

STATE OF U.P.& ORS. Respondent(s)

O R D E R

By Order dated 04.05.2011, the Registrar directed the Civil Appeal No. 6654/2010 to be listed before the Chamber Judge for non-prosecution as the appellant had not filed the statement of case.

On 20.07.2011, when the matter was listed before the Chamber Judge, last opportunity was granted to the counsel for the appellant to file statement of case within four weeks, failing which, the appeal was to be dismissed.

Instead of filing the statement of case within four weeks, the appellant filed the statement of case on 06.09.2011. Consequently, the appeal stood dismissed in terms of the Order dated 20.07.2011.

These are the applications for restoration of the Civil Appeal and for condonation of delay in filing the statement of case.

Considering the fact that the statement of case has been filed on 06.09.2011, Civil Appeal is restored to file and the delay in filing the statement of case is condoned.

.....J.
[A.K.PATNAIK]

NEW DELHI
MARCH 19, 2012
ITEM NO.15

COURT NO.13

SECTION XI

CHINI MILLS KARAMCHARI SANGH

Appellant (s)

VERSUS

STATE OF U.P.& ORS.

Respondent(s)

(With appln(s) for restoration, c/delay in filing statement of case and office report)

Date: 19/03/2012 This Appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE A.K. PATNAIK
(IN CHAMBERS)

For Appellant(s) Ms. Tulika Prakash, Adv.

For Respondent(s) Mr. Suraj Singh, Adv.
Mr. Kamendra Mishra, Adv.
Mr. Pradeep Misra, Adv.

UPON hearing counsel the Court made the following
O R D E R

By Order dated 04.05.2011, the Registrar directed the Civil Appeal No. 6654/2010 to be listed before the Chamber Judge for non-prosecution as the appellant had not filed the statement of case.

On 20.07.2011, when the matter was listed before the Chamber Judge, last opportunity was granted to the counsel for the appellant to file statement of case within four weeks, failing which, the appeal was to be dismissed.

Instead of filing the statement of case within four weeks, the appellant filed the statement of case on 06.09.2011. Consequently, the appeal stood dismissed in terms of the Order dated 20.07.2011.

These are the applications for restoration of the Civil Appeal and for condonation of delay in filing the statement of case.

Considering the fact that the statement of case has been filed on 06.09.2011, Civil Appeal is restored to file and the delay in filing the statement of case is condoned.

(Jayant Kumar Arora)
Sr. P.A.

(Madhu Saxena)
Assistant Registrar

(Signed order is placed on the file)