

SECTION XVII
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 5929 OF 2006
with
CIVIL APPEAL NO. 772 OF 2007

M/s. Hindustan Petroleum Corporation & etc. ...Appellants

VERSUS

M/s Pelicon Gas Agency & Ors. ...Respondents

OFFICE REPORT FOR DIRECTION IN DISPOSED OF MATTERS

The matters above mentioned were listed before the Hon'ble Judge in Chambers on 08th May, 2015 when the Court was pleased to pass the following order:

"An amount of Rs. 50,000/- was deposited by the appellant in terms of the proviso to Section 23 of the Consumer Protection Act, 1986.

The appeals have been dismissed by the order dated 13th September, 2013.

Order XXIV, Rule 7 of the Supreme Court Rules, 2013 provides that the amount deposited by the appellant will be allowed to be withdrawn by the respondent.

The Registry is directed to issue a notice to the respondent to apply for withdrawal of the said amount."

It is submitted that notice was issued to all the five respondents through registered A.D. Respondent Nos. 1 to 3, 4 and 5 are represented by M/s. Gaurav Agrawal, Sanjay Kapur and Pramod Dayal, Advocates respectively in Civil Appeal No. 772 of 2007.

The matters above mentioned were again listed before the Hon'ble Judge in Chambers on 6th November, 2015 when the Hon'ble Court was pleased to pass the following order:

CIVIL APPEAL NO. 5929 OF 2006

"Mr. Prasenjit Keswani, Advocate, appears on behalf of the Respondent Nos. 2 to 4. In terms of the Hon'ble Judge in Chambers' order dated 8th May 2015, the amount of Rs. 50,000/- deposited by the appellant, be disbursed to Respondent Nos. 2 to 4 on appropriate identification."

CIVIL APPEAL NO. 772 OF 2007

"Ms. Priyanka Das, Advocate, appears on behalf of the Respondent No. 4. She submits that this appeal has been dismissed vide Hon'ble Court's order dated 13th September, 2013. In view of the above, all proceedings relating to this appeal shall stand closed."

CIVIL APPEAL NO. 5929 OF 2006

It is submitted that Counsel for the Respondent Nos. 2 to 4 have not filed an application/request letter for withdrawal of amount in question as contemplated under Order XIV Rule 8 of Supreme Court Rules, 2013 mentioning therein the name and Account number of respondents in whose favour the cheque should be prepared.

CIVIL APPEAL NO. 772 OF 2007

It is submitted that counsel for the Respondents have not filed any application for withdrawal of Rs.50,000/- only which is lying in suitor's fund account in the matter above mentioned so far.

The matters above-mentioned are listed before the Hon'ble Judge in Chambers with this Office Report for appropriate directions regarding disbursement of the amount which is pending in Suitor Fund Account.

Dated this the 26th day of April, 2016 .

ASSISTANT REGISTRAR