

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

BEFORE THE REGISTRAR M K HANJURA

Civil Appeal No(s). 7332/2011

ASHOK KUMAR UPADHAYAYA & ANR

Appellant(s)

VERSUS

D.N.MISHRA & ORS.

Respondent(s)

(with office report)

Date : 17/10/2014 This appeal was called on for hearing today.

For Appellant(s)

Mr. Parijat Sinha,Adv.

For Respondent(s)

Mr.Mohan B.Agarwal,adv.
Mr. Debasis Misra,Adv.
Mr.Pawan Shree Agrawal,adv.
Mr. Sunil Kumar Jain,Adv.UPON hearing the counsel the Court made the following
O R D E R

What gets revealed from the perusal of the office report is that the Id.counsel for the appellant has not filed the statement of case, although he was notified to do so on 22.09.2012. Service of notice is complete on the respondents, but no one has entered appearance on their behalf.

Order XIX Rule 32 of the Supreme Court Rules,2013 provides that 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.

In view of the rule position cited above no further opportunity for filing the statement of case is warranted to be given to the appellant. Viewed thus, the matter shall be processed for listing before the Hon'ble Court under the rules.

(M K HANJURA)
Registrar

SB