

REGISTRAR COURT. 2

SECTION XIA

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). 8176-8177/2012

SANTOSH T ALEXANDER

Appellant(s)

VERSUS

P.K.THYAGARAJAN & ORS.

Respondent(s)

(with appln. (s) for exemption from filing O.T. and interim relief
and office report)

WITH

C.A. No. 8780/2013

(With Office Report)

Date : 09/10/2014 These appeals were called on for hearing today.

For Appellant(s)

Mr. P. A. Noor Muhamed, Adv.

For Respondent(s)

Mr. K. Rajeev, Adv.

Mr. Nishe Rajen Shonker, Adv.

Ms. Bina Madhavan, Adv.

Mr. A. Raghunath, Adv.

Mr. B.N. Dubey, Adv.

Mr. Sajith. P, Adv.

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

C.A. Nos. 8176-8177/2012

What gets revealed from the perusal of the file is that neither the appellant nor the respondents have filed the statement of case, although they were notified to do so by notice dated 7.8.2013 of this Registry. 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. The order further provides that if the respondent who has entered appearance does not file a statement of case within the time, as provided in Sub Rule(1) (i.e. 35 days) it shall be presumed that he does not desire to lodge the same. Therefore, in view of the rule position cited above no further opportunity for filing the statement of case is warranted to be given to the parties. Viewed thus, the matter shall be processed for listing before the Hon'ble Court under the rules.

C.A. No. 8780/2013

The office report indicates that the period prescribed for filing the Statement of Case has not expired as yet. Therefore the parties shall be at liberty to file the statement of case within the period stipulated in the notice dated 11.9.2014 of this Registry.

List again on 17.12.2014.

(M K HANJURA)
Registrar