

SECTION XIA
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No. 11522 OF 2011.

State of Kerala & Ors.

...Appellants

Versus

M/s. Magnum Glass Works.

...Respondents

OFFICE REPORT

This is an appeal by Special Leave from the Judgment and Order dated 28th October, 2009 of the High Court Kerala at Ernakulam in W.A. No. 2359 of 2009.

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 9th day of September, 2014.

ASSISTANT REGISTRAR

Copy to :

Mr. G. Prakash, Adv.

Mr. Subramonium Prasad, Adv.

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ASSISTANT REGISTRAR