

**REGISTRAR COURT NO. 1**

LISTED ON: 7-12-2015

ITEM NO. : 2

**SECTION XIII**  
**IN THE SUPREME COURT OF INDIA**  
**CIVIL APPELLATE JURISDICTION**

**CIVIL APPEAL NO. 8177 of 2010.**

K. RAMA KOTIAH, GPA HOLDER & ANR.

..Appellants

-Versus-

ANJANEYULU & ORS.

.Respondents

**OFFICE REPORT**

The matter above-mentioned was listed before the Ld. Registrar's Court on 16<sup>th</sup> September, 2015 when the following order was passed :

“Learned counsel for appellants has requested further time to furnish the fresh and correct address of unserved respondent nos. 4 and 5. Be furnished within three weeks' time. Notice thereafter be issued.

Service upon respondent no. 3 is complete but none has entered appearance.

Remaining respondent nos. 1, 2 and 6 to 9 are well represented. However, none of the parties appearing till date have filed the statement of case.

Learned counsel for appellants, in addition, has requested that since these respondents were preceded ex-parte before the Courts below, he be exempted from providing the paper books. His requests is hereby accepted.

List on 07<sup>th</sup> December, 2015.”

It is submitted that counsel for the appellants has not furnished fresh and correct address of unserved Respondent Nos. 4 and 5 so far. Hence, fresh notice to Respondent no. 4 & 5 could not be issued.

It is further submitted that there are nine respondents in the matter above-mentioned Respondent Nos. 1 and 2 are represented by M/s Lawyer's Knit & Co., Advocates, Respondent no. 6 to 9 are represented by Mr. G. RamaKrishna Prasad, Advocate, Respondent No. 3 has been served with the notice but he has entered appearance before this Court so far.

Service is incomplete on Respondent Nos. 4 and 5.

In compliance of the circular dated 3<sup>rd</sup> December, 2014 and 5<sup>th</sup> December, 2014 Original records have been sent back.

It is further submitted that neither counsel for the appellant nor counsel for the appearing respondents have filed their statement of case and in terms of Order XIX, Rule 32(2) of the Supreme Court Rules, 2013 and its proviso, when a party does not file statement of case within time prescribed, it shall be presumed that the party does not desire to file statement of case and so far as appellant is concerned, it shall be presumed that the appellant has adopted list of dates/synopsis as statement of case.

The matter above-mentioned is listed before the Ld. Registrar's Court with this office report for order.

Dated this, the 4<sup>th</sup> day of December, 2015.

ASSISTANT REGISTRAR

Copy to:

1. Ms. Anjani Aiyagari, Advocate  
42, Lawyers Chambers, Supreme Court of India
2. M/s Lawyer's Knit & Co. Advocate  
25, Bazar Lane, Bengali Market, New Delhi
3. Mr. G. Ramakrishna Prasad, Advocate  
305, Supreme Enclave, Mayur Vihar, Ph-1

ASSISTANT REGISTRAR