

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

B E F O R E T H E R E G I S T R A R M K H A N J U R A

Civil Appeal No(s). 9923/2011

AUTHORISED OFFICER AXIS BANK LTD.& ORS.

Appellant(s)

V E R S U S

M/S AMRIT FROZEN FOODS(P) LTD.

Respondent(s)

Date : 18/09/2014 This appeal was called on for hearing today.

For Appellant(s) Ms.Sangeeta Mandal,adv.
M/s Fox Mandal & Co.,Adv.

For Respondent(s) Mr.Buddy A.Ranganadhan,adv.
Mr. A. V. Rangam,Adv.

U P O N h e a r i n g t h e c o u n s e l t h e C o u r t m a d e t h e f o l l o w i n g
O R D E R

What gets revealed from the perusal of the office report is that neither the appellants nor the respondent have filed the statement of case, although they have been notified to do so on 9.11.2012. 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 has entered appearance and 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.

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.

(M K HANJURA)
Registrar

SB