

**SECTION IIIA
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NOS. 5937 &5938 OF 2011**

COMMR. OF TRADE TAX, U. P.

...APPELLANT

VERSUS

M/S. KUMAR PAINTS & MILL STORES

...RESPONDENT

OFFICE REPORT ON PRE-FINAL HEARING

The matters above mentioned along with connected matter was listed before Ld. Registrar Court on 9th October, 2015 when the following order was passed:-

"Affidavit of valuation by the appellant has not been filed. The ld. Counsel has assured to file the same within two weeks time. Be taken on record, if so filed.

Statement of case by the respondent is already on record in C.A. No. 5937, 5939 OF 2011. It otherwise is not a mandatory pleading any more.

Registry, after receiving the said affidavit of valuation, to process the matters for being listed before the Hon'ble Court as per rules."

It is submitted that Counsel for the Appellant has filed Affidavit of Valuation in the above-mentioned matters .

It is further submitted that Counsel for the Appellant has not filed Statement of Case within stipulated time so far in both the matters. Statement of Case filed only by the Advocate for the Respondent in C.A. No. 5937. As per Amended New Rule 2013, Vide order XIX, Rule 32(1)(2), it shall be presumed that Counsels do not desire to lodge statement of case in the Appeal.

Service of Notice is complete in both the above-mentioned matters.

The office report is listed before the Ld. Registrar's Court for **Pre-Final Hearing**.

DATED THIS THE 03RD DAY OF DECEMBER, 2015.

ASSISTANT REGISTRAR

Copy to:-

Mr. G. V. Rao , Advocate.

Mr. Ashwani kumar, Advocate.

ASSISTANT REGISTRAR