

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). 1882/2010

UNION OF INDIA TR.SEC.& ORS.

Appellant(s)

V E R S U S

DURGESH SHANKAR & ANR.

Respondent(s)

(With interim relief and office report)

Date : 27/08/2014 This appeal was called on for hearing today.

For Appellant(s) Mr. Shekhar Raj Sharma,Adv.
 Mr. B. V. Balaram Das ,Adv.

For Respondent(s) Mr. Amit Kumar ,Adv.
 Mr. Shaurya Sahay,Adv.
 M/s. Coac ,Adv.

U P O N hearing the counsel the Court made the following
O R D E R

What gets revealed from the perusal of the office report is that the Original Record in the matter has been received from the High Court and the same is available in the Registry for reference of the Hon'ble Court. The office report further is that the right of the appellants to file the statement of case has been forfeited by order dated 31.7.2014 of the Hon'ble Judge in Chambers. The office report further is that the respondents have not filed the statement of case though they have been notified to do so on 1.11.2010. Order XIX Rule 32 of the Supreme Court Rules,2013 provides that where the respondent has entered appearance and he 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 said respondents. Viewed thus, the matter shall be processed for listing before the Hon'ble Court under the rules.

(M K HANJURA)
Registrar