

REGISTRAR COURT. 2

SECTION IX

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

BEFORE THE REGISTRAR M K HANJURA

Civil Appeal No(s). 5277/2010

MAHESHWARY HANDLING AGENCY P.LTD.

Appellant(s)

VERSUS

BOARD OF TRUST.OF K.P.TRUST & ORS.

Respondent(s)

Date : 10/12/2014 This appeal was called on for hearing today.

For Appellant(s) Mr. Marsook Bafaki,Adv.
Mrs Sheela Goel,Adv.

For Respondent(s)

Mr. A. V. Rangam,Adv.

Mr. Abhishek Vinod Deshmukh,Adv.
M/s. Parekh & Co.,Advs.

UPON hearing the counsel the Court made the following
O R D E R

The office report is that the respondent No.2 has filed the statement of case. The office report proceeds to state that the appellant and the respondent No.1 have failed to file the statement of case, although they were notified to do so by notice dated 14.5.2012 of the Registry. Service of notice is complete on the respondent No.3 but no one has entered appearance on his behalf. 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 who has entered appearance 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. Therefore, in view of the rule position cited above the matter shall be processed for listing before the Hon'ble Court under the rules.

(M K HANJURA)
Registrar

MG