

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

I.A. No. 3 & 4 in CIVIL APPEAL NO. 5345 OF 2008

M/S VIJAY POWER GENERATORS LTD.

Appellant

VERSUS

M/S B.S.INDUSTRIES & OIL MILLS

Respondent

(With appln(s) for restoration,c/delay in filing application for restoration and office report)

Date: 04/10/2013

These applications were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA
[IN CHAMBERS]

For Appellant(s)

Mr. H.K. Chaturvedi, Adv.
Ms. Anjali Chaturvedi, Adv.
Mohd. Aqil Saifi, Adv.

For Respondent(s) Mr. P.V. Yogeswaran, Adv.

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

The counsel for the applicant states that the order dated 02.03.2012 has been complied with by depositing the cost of Rs.1000/- on 23.04.2012. The statement of case was filed on 07.05.2012. Inasmuch as the compliance of the above order was not within the time stipulated in the order dated 02.03.2012, the appeal stood dismissed on its own.

Having heard the counsel for the applicant and being satisfied with the explanation offered, the delay involved in deposit of cost as well as filing of the statement of case stands condoned subject to the applicant depositing another sum of Rs.1000/- within four weeks with the Supreme Court Legal Services Committee. Compliance of which shall restore the appeal to its original number. Failing compliance of the condition now imposed, the benefit granted under this order will automatically cease to operate.

|(Nidhi Ahuja)
|Court Master|(Indu Bala Kapur)
|Court Master

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

I.A. No. 3 AND 4 IN CIVIL APPEAL NO. 5345 OF 2008

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VERSUS

M/S B.S.INDUSTRIES & OIL MILLS ... Respondent

ORDER

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....., J.
[FAKKIR MOHAMED IBRAHIM KALIFULLA]

New Delhi,
Dated: 4th October, 2013.