

**SECTION XIA**  
**IN THE SUPREME COURT OF INDIA**  
**CIVIL APPELLATE JURISDICTION**

**CIVIL APPEAL No. 10871 OF 2010.**

**Baripada Urban Co-Op Bank Ltd. & Anr.**

**...Petitioners**

**Versus**

**Bimal Lochan Das & Ors.**

**...Respondents**

**OFFICE REPORT**

This is an appeal by Special Leave filed against the Judgment and Order, dated 8<sup>th</sup> May, 2008 of the High Court of Orissa at Cuttack in R.P. No. 128 of 2007.

There are five respondents and all represented of Ms. Pratibha Jain, Advocate.

Common Original Record has been received from the High Court.

It is submitted that counsel for the both parties have not filed their statement of case so far.

It is further submitted that counsel for the parties have not filed statement of case so far and as per proviso Rule 32(2) of Order XIX of new SCR 2013 read as , “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”. “Provided that where a respondent, who has entered appearance, does not file a statement of case within the time, as provided in sub-rule (1), it shall be presumed that the respondent does not desire to lodge statement of case in the appeal.”

..2/-

The matters above mentioned are listed before the Ld. Registrar for pre-final hearing under order V Rule (1) (30) SCR 2013

Dated this the 1<sup>st</sup> day of September, 2014.

ASSISTANT REGISTRAR

Copy to:

1. Mr. Rutwik Panda, Adv.
2. Ms. Pratibha Jain, Adv.

ASSISTANT REGISTRAR

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