

ITEM NO.1501

COURT NO.3

SECTION XVII-A

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

Civil Appeal No(s). 10941-10942/2013

NEW INDIA ASSURANCE CO. LTD

Appellant(s)

VERSUS

HILLI MULTIPURPOSE COLD STORAGE PVT LTD

Respondent(s)

(HEARD BY HON'BLE ARUN MISHRA, HON'BLE INDIRA BANERJEE, HON'BLE
VINEET SARAN, HON'BLE M.R. SHAH AND HON'BLE S. RAVINDRA BHAT, JJ.)

WITH

C.A. No. 8343/2014 (XVII-A)

C.A. No. 1083-1084/2016 (XVII-A)

C.A. No. 1085-1086/2016 (XVII-A)

C.A. No. 4473/2016 (XVII-A)

C.A. No. 6095/2016 (XVII-A)

C.A. No. 5485/2016 (XVII-A)

SLP(C) No. 20748/2016 (XVII-A)

SLP(C) No. 25849/2016 (XVII-A)

C.A. No. 10129/2016 (XVII-A)

C.A. No. 10127/2016 (XVII-A)

SLP(C) No. 29264/2016 (XVII-A)

SLP(C) No. 31190/2016 (XVII-A)

SLP(C) No. 36048/2016 (XVII-A)

C.A. No. 10333/2016 (XVII-A)

SLP(C) No. 1300/2017 (XVII-A)

C.A. No. 10858/2016 (XVII-A)

SLP(C) No. 35551/2016 (XVII-A)

SLP(C) No. 34843/2016 (XVII-A)

SLP(C) No. 21388/2017 (XVII-A)

SLP(C) No. 13951/2017 (XVII-A)

SLP(C) No. 10796/2017 (XVII-A)

C.A. No. 780/2017 (XVII-A)

C.A. No. 4457/2017 (XVII-A)

SLP(C) No. 151/2017 (XVII-A)

SLP(C) No. 13567/2017 (XVII-A)

SLP(C) No. 3128/2017 (XVII-A)

C.A. No. 2339/2017 (XVII-A)

C.A. No. 4510/2017 (XVII-A)

SLP(C) No. 7225/2017 (XVII-A)

SLP(C) No. 8435/2017 (XVII-A)

C.A. No. 5219/2017 (XVII-A)

SLP(C) No. 14346/2017 (XVII-A)

C.A. No. 5574-5575/2017 (XVII-A)

SLP(C) No. 10544/2017 (XVII-A)

C.A. No. 7100/2017 (XVII-A)

C.A. No. 5578-5579/2017 (XVII-A)

SLP(C) No. 13962/2017 (XVII-A)

(FOR I.A. NO. 59704 2017 i.e. Application for Clarification/
Modification of Court's Order dated 04.05.2017
IA No. 59704/2017 - CLARIFICATION/DIRECTION)

C.A. No. 10226/2017 (XVII-A)

(IA FOR EX-PARTE STAY ON IA 64357/2017
IA No. 64357/2017 - EX-PARTE STAY)

C.A. No. 12456/2017 (XVII-A)

SLP(C) No. 36314-36315/2017 (XVII-A)

Date : 04-03-2020 These matters were called on for pronouncement of

Judgment today.

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Mr. Gagan Gupta, Adv.

Mr. Vikas Mehta, Adv.

Mr. Apoorv Khator, Adv.

Hon'ble Mr. Justice Vineet Saran pronounced the reportable Judgment of the Bench comprising Hon'ble Mr. Justice Arun Mishra, Hon'ble Ms. Justice Indira Banerjee, His Lordship, Hon'ble Mr. Justice M. R. Shah and Hon'ble Mr. Justice S. Ravindra Bhat.

Leave granted.

The operative portion of the Judgment is reproduced hereunder :-

"41. To conclude, we hold that our answer to the first question is that the District Forum has no power to extend the time for filing the response to the complaint beyond the period of 15 days in addition to 30 days as is envisaged under Section 13 of the Consumer Protection Act; and the answer to the second question is that the commencing point of limitation of 30 days under Section 13 of the Consumer Protection Act would be from the date of receipt of the notice accompanied with the complaint by the opposite party, and not mere receipt of the notice of the complaint. This Judgment to operate prospectively. The referred questions are answered accordingly."

(JAYANT KUMAR ARORA)
COURT MASTER

(JAGDISH CHANDER)
BRANCH OFFICER

(Signed reportable Judgment is placed on the file)