



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20-01-2026

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**THE HON'BLE MR JUSTICE C.V. KARTHIKEYAN
AND
THE HON'BLE MR.JUSTICE K.KUMARESH BABU**

**OSA Nos. 152 & 153 of 2019
and
CMP Nos.13606 & 13608 of 2019**

The Union Of India
Represented by its Secretary to the Government
Ministry of Mines
Shastri Bhavan
New Delhi.

..Appellant(s)
in both OSAs

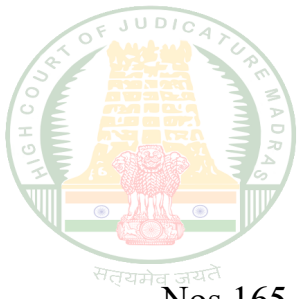
Vs

Sterlite Energy Ltd.,
A Company Incorporated Under The Companies
Act, 1956, Having its Registered Office At
SIPCOT Industrial Complex,
Madurai By Pass Road,
T.V. Puram P.O.
Tuticorin.
Represented by its Authorised Signatory
Perna Halwasiya.

..Respondent(s)
in OSA 152/2019

The Madras Aluminium Company Ltd
A Company incorporated under the Companies
Act, 1956, Having its registered office at Mettur
Dam R.S. 636402, Salem District, Tamil Nadu
Represented by its Authorised Signatory
C.Murugeswaran

..Respondent(s)
in OSA 153/2019



To set aside the order of this Court dated 25.07.2013 made in CP Nos.165 & 166 of 2012.

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For Appellant(s): Mr.R.Rajesh Vivekananthan

COMMON ORDER

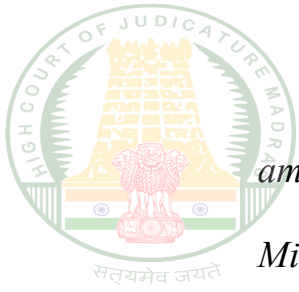
(Order of the Court was made by C.V.Karthikeyan J.)

A Memo dated 20.01.2026 has been filed by the appellant, wherein it has been stated as follows:

“1.The present petition has been filed challenging the approval of scheme of amalgamation and arrangement between the Four companies of Madras and Sesa Goa Ltd in Bombay by this Hon'ble Court vide order dated 25.07.2013 in C.P.No.166 of 2012 without impleading the appellant as a party.

2. Similarly, an identical application has been filed by the Bombay Company before the Hon'ble High Court of Bombay at Goa in C.P.No.11 and 12 of 2012 seeking the approval for the amalgamation and the same got allowed and an appeal has been filed against the said approval by the Income Tax Department but the same got dismissed vide order dated 06.11.2012 by the Hon'ble Bombay High Court.

3. However, the SLP (C) No.7767/2017 challenging the



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amalgamation order of the Bombay High Court was filed by the Ministry of Corporate Affairs which is pending before the Hon'ble Supreme Court. The appellant had filed an I.A.No.109194 of 2017 in the pending SLP and has been impleaded in that Appeal.

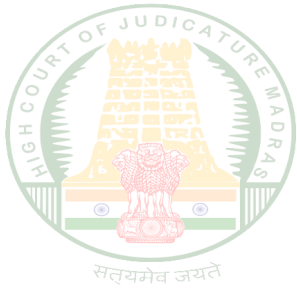
4. Since the matters pertaining to the instant case and the case before the Supreme Court arising out of the same cause of action relating to the amalgamation of the same companies.”

3. Accordingly, the Memo is recorded.

4. List the matter for hearing after disposal of the SLP (C).No.7767 of 2017.

[C.V.K.,J.] [K.B.,J.]
20-01-2026

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OSA Nos. 152 & 153 of 2



**C.V.KARTHIKEYAN, J.
AND
K.KUMARESH BABU, J.**

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**OSA Nos. 152 & 153 of 2019
and
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20-01-2026