

IN THE HIGH COURT OF JHARKHAND AT RANCHI

W.P. (C) No. 1181 of 2009

Tata BlueScope Steel Ltd. having its registered office at Final Plot No. 27, Survey No. 21, Wakdewadi, P.O. Shivajinagar, P.S. Mari aai Gate, Pune, Maharashtra, and works situated at Mouza Bara within Ward No. 11, JNAC and its office at Tubes Division-Tata Steel, P.O. & P.S. Burmamines, Town Jamshedpur, District Singhbhum East through its General Manager Legal and Company Secretary Shri Bhushan Gokhale son of Ghanshyam K. Gokhale, resident of Sarita Vaibhav, B-7 Building, Flat No. 16, Wittalwadi Road, P.O. S.P. College, P.S. Dattawadi, Town & District Pune (Maharashtra). Petitioner

Versus

- 1.The State of Jharkhand
- 2.The Principal Secretary, Revenue & Land Reforms Department, Government of Jharkhand, Ranchi
- 3.The Deputy Secretary, Revenue and Land Reforms Department, Government of Jharkhand, Ranchi
- 4.The Commissioner, Singhbhum (Kolhan) Division, Chaibasa
5. The Deputy Commissioner, East Singhbhum, Jamshedpur
- 6.M/s Tata Steel Ltd. having its registered office at 24, Homi Modi Street, P.O. P.S. Fort, Mumbai (Maharashtra) and Works at Jamshedpur, P.O. & P.S. Jamshedpur, District Singhbhum (East) through its Managing Director Respondents

With

W.P. (C) No. 2160 of 2009

M/s Premium Residency Pvt. Ltd. a company registered under the provisions of Indian Companies Act, having its office at 4, Jubilee Road, Beldih, Triangle, P.O. and P.S. Bistupur, Town-Jamshedpur, District Singhbhum East, through it Director Rajiv Singh Duggal, son of Late P.S. Duggal, Resident of 4, Jubilee Road, Beldih Triangle, P.O. and P.S. Bistupur, Town-Jamshedpur, District-Singhbhum East

... .. Petitioner

Versus

- 1.The State of Jharkhand
- 2.The Principal Secretary, Revenue & Land Reforms Department, Government of Jharkhand, Ranchi
- 3.The Deputy Secretary, Revenue and Land Reforms Department, Government of Jharkhand, Ranchi
- 4.The Commissioner, Singhbhum (Kolhan) Division, Chaibasa
5. The Deputy Commissioner, East Singhbhum, Jamshedpur
- 6.M/s Tata Steel Ltd. having its registered office at 24, Homi Modi Street, P.O. P.S. Fort, Mumbai (Maharashtra) and Works at Jamshedpur, P.O. & P.S. Jamshedpur, District Singhbhum (East) through its Managing Director Respondents

With

W.P. (C) No. 2655 of 2009

P &M Infrastructure Pvt. Ltd. a limited company having its registered office at 201-C & D, Abhishek, Off New Link Road, Andheri (West), Mumbai-400053 through its Director Mr. Prakash Jha S/o Sri Tej Nath Jha, Resident of B-120 Jai Prakash Nagar, P.O. + P.S. Ashiyana Nagar,

Dist. Patna Bihar Petitioner

Versus

- 1.The State of Jharkhand
- 2.The Principal Secretary, Revenue & Land Reforms Department, Government of Jharkhand, Ranchi
- 3.The Deputy Secretary, Revenue and Land Reforms Department, Government of Jharkhand, Ranchi
- 4.The Commissioner, Singhbhum (Kolhan) Division, Chaibasa
5. The Deputy Commissioner, East Singhbhum, Jamshedpur
- 6.M/s Tata Steel Ltd. having its registered office at 24, Homi Modi Street, P.O. P.S. Fort, Mumbai (Maharashtra) and Works at Jamshedpur, P.O. & P.S. Jamshedpur, District Singhbhum (East) through its Managing Director Respondents

With

W.P. (C) No. 6887 of 2013

M/s Kaushal Kanchan Construction Pvt. Ltd. Company, a Company registered under the provisions of Indian Companies Act having its office at Aastha Trade Centre, 2nd floor, 'Q' Road, Bistupur, P.O. and P.S. Bistupur, Town-Jamshedpur, District-East Singhbhum, through its Director Kaushal Kumar Singh, son of Late P.N. Singh, resident of 16 C C H area, P.O. and P.S. Bistupur, Town-Jamshedpur, District-East Singhbhum

Petitioner

Versus

- 1.The State of Jharkhand
- 2.The Principal Secretary, Revenue & Land Reforms Department, Government of Jharkhand, Ranchi
- 3.The Deputy Secretary, Revenue and Land Reforms Department, Government of Jharkhand, having its office at Project Building, P.O. and P.S. Dhurwa, District-Ranchi
- 4.The Commissioner, Singhbhum (Kolhan) Division, Chaibasa P.O. and P.S. Chaibasa, District Singhbhum West
5. The Deputy Commissioner, East Singhbhum, Jamshedpur
6. Tata Steel Ltd. having its registered office at 24, Homi Modi Street, P.O. P.S. Bistupur, Town-Jamshedpur, District-East Singhbhum through its Managing Director Respondents

CORAM: HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY

For the Petitioners	: Mr. Vinod Kanth, Sr. Advocate Mr. Indrajit Sinha, Advocate Mr. Saurav Agarwal, Advocate
For the Tata Steel Ltd.	: Mr. Jaideep Gupta, Sr. Advocate Mrs. Anindita Mitra, Advocate Mr. Ganesh Pathak, Advocate
For the State	Mr. Ajit Kumar, Advocate General Mr. V.K. Prasad, S.C. (L&C) Mr. Atanu Banerjee, G.A. Mr. A.K. Thakur, A.C. to S.C. (L&C)

35/13.07.2018

1. At the outset, counsel for the Respondent Tata Steel Ltd. submits they

want to approach Secretary, Revenue and Land Reforms Department for the purposes of resolution of the issue involved in this case as the petitioner herein claims to be only a sublessee under Tata Steel Ltd.. He submits that the entire matter revolves around the lease deed entered into between respondent Tata Steel Ltd. and the respondent State of Jharkhand. He further submits that in the interest of the industrial growth of the State, the matter should be resolved at the earliest as similar issues are pending in connection with other proposed sub lessees also.

2. Upon this, learned Advocate General of State of Jharkhand submits that if the respondent Tata Steel Ltd. approaches Secretary, Revenue and Land Reforms Department, State of Jharkhand, then appropriate decision will be taken in accordance with law. He is also conscious of the issue regarding industrial growth of the State of Jharkhand. He submits that the decision will be taken after considering the submissions of Tata Steel Ltd. and other orders, if any, passed in connection with similar matters. Learned Advocate General further submits that if so required there may also be a discussion between the Tata Steel Ltd. and the authorities of the State of Jharkhand while taking a decision.
3. Counsel for the petitioner at this stage has no objection to the proposal made by Tata Steel Ltd. without prejudice to their rights.
4. Considering the submissions made by the counsel for the parties and for the ends of justice, respondent Tata Steel Ltd. is granted liberty to approach the Secretary, Revenue and Land Reforms Department, State of Jharkhand within a period of one month from today and file detailed representation and express their willingness to participate in the discussion, and upon such representation, the

Secretary, Revenue and Land Reforms Department, State of Jharkhand shall make all endeavour to arrive at a decision in accordance with law within a period of six months thereafter. After taking a decision as aforesaid, the parties are directed to bring the same on record by filing supplementary affidavit.

5. Post this case on 04.02.2019.

(Anubha Rawat Choudhary, J.)

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