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C.A.No. 460 OF 1997  
ITEM NO. 1-A ( For Judgment )  
COURT No.1

SECTION XVI

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

CIVIL APPEAL NO.460 OF 1997

U.P. Co.Op Cane Unions Fed.

Appellant(s)

Versus

West UP Sugar Mills Assocn. & Ors.

Respondent(s)

[ HEARD BY HON. THE CJI, HON'BLE K.G. BALAKRISHNAN, P.VENKATARAMA REDDI, B.N. SRIKRISHNA AND G. P. MATHUR, JJ ]

With C.A. No. 461/97, 4685/97, 932/2001, 1639-1645/99, IA Nos. 13-14 In CA 3512-3513/1997, 1727/99, 4602/99, 6065/2001, C.A. No.3023/2004 @ SLP(C)No 16851/2001, CA..3022/2004 @ SLP(C) 1363/2002, SLP(C) Nos. 948/2003, C.A. Nos. 8117-8122/2001, T.C. Nos. 21-22/2003, C.P. (C) Nos. 63/2003 In C.A. No. 932/2001

DATE : 05/05/2004 This/These matter/matters was/were called  
on for pronouncement of judgment today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
CE P. VENKATARAMA REDDI  
TICE G.P. MATHUR

HON'BLE MR. JUSTICE K.G. BALAKRISHNAN HON'BLE MR. JUSTI  
HON'BLE MR. JUSTICE B.N. SRIKRISHNA HON'BLE MR. JSU

For Appellant(s)/Mr. Prashant Kumar, Adv.

RespondentsMr. Praveen Kumar, Adv.

Mr. Sudhir Kumar Gupta, Adv.

Mr. Prashant Bhushan, Adv.

Mr. P.H. Parekh, Adv.

Mr. S.R. Setia, Adv.

Mr. Abha R Sharma, Adv.

Mr. Pramod Swarup, Adv.

Mr. B.B. Singh, Adv.

Mr. D.N. Goburdhan, Adv.

Petitioner-In-Person

Mr. Vinay Garg, Adv.

Ms. Rani Jethmalani, Adv.

Mr. Punit Dutt Tyagi, Adv.

Mr. Pradeep Misra, Adv.

Mr. Pravir Choudhary, Adv.

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Mr. V.M. Singh, Adv.

Respondent-In-Person

Mr. Rakesh Uttamchandra Upadyay, Adv.

Mr. Mukesh K Giri, Adv.

Mr. R.S. Suri, Adv.

M/s Manoj Swarup & Co.

Mr. T.V. Ratnam, Adv.

Mr. Nikhil Nayyar, Adv.

Ms. Kavita Wadia, Adv.  
Ms. Geetanjali Mohan, Adv.  
M/s P.H. Parekh & Co.  
M/s P.S.N. & Co.  
Mr. K Ram Kumar, Adv.  
Ms. Madhu Moolchandani, adv.  
Ms. Niranjana Singh, Adv.

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Hon'ble Mr. Justice G.P. Mathur pronounced the judgment of the Court on behalf of Hon'ble the Chief Justice, Hon'ble Mr. Justice K.G. Balakrishnan and self.

C.A. Nos. 460/97 and 461/1997 are allowed and the judgment and order dated 11.12.1996 of the High Court is set aside. C.A. Nos. 1727/99 and 4602/1999 are dismissed and the judgment and order dated 1.2.1999 of the High Court is affirmed.

C.A. Nos. 4685/97 is allowed and the judgment and order dated 4.2.1997 of the High Court is set aside and the writ petition is remitted back to the High Court for fresh consideration in accordance with law.

C.A. No. 6065/2001 & SLP(C) 1363/2002 : Leave granted in SLP(C) 1363/2002. The appeals are allowed.

C.A. Nos. 8117-22/2001 and SLP(C) 16851/2001 : Leave granted in SLP(C) No. 16851/2001 The appeals are allowed in terms of the signed judgment.

TC Nos. 21 & 22/2003 : These transfer petitions are disposed of in terms of the signed judgment.

SLP(C) No. 948/2003 : The special leave petition is dismissed.

I.A. No. 3/2002 In CA 460/1997 is dismissed.

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C.A. Nos. 1639-45/99, CP No. 63/2002 in CA 932/2001 and IA Nos. 13-14 in CA 3512-3513/97 : List before an appropriate Bench.

C.A. No. 932/2001 is disposed of in terms of the signed judgment.

Hon'ble Mr. Justice P. Venkatarama Reddi pronounced the separate judgment. The writ petitions and transferred cases shall be disposed of by the respective High Courts de novo in the light of the declaration of law and the observations made in the judgment. Accordingly, civil appeals/SLPs other than those mentioned in the last paragraph of the judgment stand disposed of.

IA Nos. 13-14 In CA Nos. 3512-3513/1997, SLP(C) 948/2003 and 1363/2002 arising out of interim orders and C.A. Nos. 1639-1645/1999 are dismissed. Contempt Case to be posted before the appropriate Bench.

Hon'ble Mr. Justice B.N. Srikrishna pronounced the separate judgment.

C.A. No. 460/1997, 461/97 and IA No. 3 In CA 460/1997 are dismissed.

C.A. No. 932/2001 is dismissed. CA 1727/1999 is allowed, CA No. 4602/99 is allowed, CA 3512-3513/97 are dismissed. CP No. 63/2003 In CA 932/2001 to be listed before an appropriate Bench. C.A. No. 4685/97 is dismissed. CA Nos. 8117-8122/2001 and CA @ SLP(C) 16851/2001 are dismissed.

C.A. No. 6065/2001 is dismissed, CA No arising out of 948/2003 is dismissed. C.A. arising out of SLP(C) 1363/2002 is dismissed. CA Nos. 1639-45/99 are dismissed. T.C. Nos. 21-22/2002 are remitted back to the High Court.

[ Charanjeet Kaur ]  
Court Master

[ Om Prakash ]  
Court Master

[ 4 Signed reportable judgments are placed on the file ]