

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(s). 804 OF 2006

STATE OF T.N. REP.BY SECY & ANR.

Appellant (s)

VERSUS

K.SENTHIL KUMAR

Respondent(s)

(With office report)

Date: 09/12/2010

This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE AFTAB ALAM
HON'BLE MR. JUSTICE R.M. LODHA

For Appellant(s)

Mr. Rajiv Dutta, Sr. Adv.
Mr. R. Nedumaran, Adv. (NP)
Mr. Vimal Dubey, Adv.
Mr. Kumar Dushyant Singh, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
O R D E R

Before the appellant, State of Tamil Nadu, there is an apparently insurmountable obstacle in an earlier order dated September 24, 1998, passed by a three Judge Bench of this Court in Civil Appeal No.4990/1998: J. Jayalalitha v. Government of Tamil Nadu & Ors, reported in (1999) 1 SCC 53.

Mr. Rajiv Dutta, learned senior counsel appearing for the appellant submitted that that order was passed under some very special circumstances and in the particular facts of that case and as would appear from that order it was the result of much persuasive discussion between the parties at the instance of the Court itself. Mr. Dutta further submitted that under changed circumstances that order may not be treated as binding on the State Government more so as the issue as to what kind of activities may be permitted in the Stadia was a matter of Government policy.

Put up before a three Judge Bench of this Court.

(N.S.K. Kamesh)
Court Master

(S.S.R. Krishna)
Court Master