

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.1998 of 2002 @@
AA

M.P. Cement Manufacturers' Asson.

Appellant (s)

VERSUS

State of M.P. & Ors.

Respondent (s)

(With appln.(s) for permission to place addl. documents on record and with prayer for interim relief and office report)

W I T H

Civil Appeal No.1999/2002
(With prayer for interim relief and office report)

Civil Appeal No.2002 of 2002
(With appln.(s) for permission to place addl. documents on record and with prayer for interim relief and office report)

Civil Appeal No.2000/2002
(With prayer for interim relief and office report)

Civil Appeal No.2001/2002
(With prayer for interim relief and office report)

Civil Appeal No.2003/2002
(With appln. for exemption from filing O.T. and with prayer for interim relief and office report)

Civil Appeal No.2004/2002
(With prayer for interim relief and office report)

Civil Appeal No.2005/2002
(With appln. for exemption from filing c/c of the impugned judgment and with prayer for interim relief and office report)

Civil Appeal No.2006/2002
(With appln. for exemption from filing c/c of the impugned judgment and with prayer for interim relief and office report)

Civil Appeal No.2253/2002
(With appln. for exemption from filing c/c of the impugned judgment and with prayer for interim relief and office report)

Civil Appeal No.2254/2002
(With appln. for exemption from filing c/c of the impugned judgment and with prayer for interim relief and office report)

Civil Appeal No.2538/2002
(With office report)

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Special Leave Petition (C) No.13153/2002
(With appln. for c/delay in filing SLP and with office report)

Writ Petition (C) No.356/2002

Special Leave Petition (C) No.1609/2003
(With appln. for c/delay in filing SLP and with prayer for interim relief and office report)

Date : 05/02/2003 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SYED SHAH MOHAMMED QUADRI
HON'BLE MR. JUSTICE ASHOK BHAN

For Appellant (s) Mr. R.F. Nariman, Sr.Adv.
 Mr. Pankaj, Adv.
 Mr. Mahesh Agrawal, Adv.
 Mr. Rishi Agrawal, Adv.
 Mr. E.C.Agrawala, Adv.
 Mr. Manu Krishnan, Adv.

 Ms. Meera Agarwal, Adv.
 Mr. R.C. Mishra, Adv.

 Mr. T.R. Andhyarujina, Sr.Adv.
 Mr. U.A. Rana, Adv.
 Ms. Anuradha Priyadarshini, Adv.
 Mr. Hitesh Kr. Singh, Adv.
 for M/s. Gagrath & Co., Advs.

 Mr. R.F. Nariman, Sr.Adv.
 Mr. Pravin Bahadur, Adv.
 Ms. Vandana Chugh, Adv.
 Mr. Rajan Narain, Adv.

 Mr. K.K. Venugopal, Sr.Adv.
 Mr. Niraj Sharma, Adv.

 Mr. Atul Sharma, Adv.
 Mr. Anand Srivastava, Adv.
 Mr. Dinesh Pradarshini, Adv.
 Ms. Ganjan Malvica, Adv.
 Mr. M.A. Chinnasamy, Adv.

 Mr. Arvind Minocha, Adv.
 Mr. Ramesh Saboo, Adv.

 Mr. B.K. Satija, Adv.

For Respondent (s) Mr. K. Parasaran, Sr.Adv.
 Mr. Vivek Tankha, Adv.Genl.
 Mr. Satish K. Agnihotri, Adv.
 Mr. Rohit K. Singh, Adv.

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

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On March 1, 2002, a bench of two learned Judges of this Court ordered, "Hearing expedited". No date for hearing

of the cases was fixed much less was there a direction that the cases should be listed at the top of the list. There is no direction of the Hon'ble the Chief Justice on record with regard to listing of these cases at the top of the list. It is surprising to note that matters of 2002 are listed at the top of the list and the learned counsel are also taken by surprise.

In listing the cases for final hearing, the Registry should keep in view the chronological order in which the cases are filed in this Court subject, of course, to the priority ordered by the Hon'ble the Chief Justice. Where, however, there is an order of the Court expediting the hearing of a case or giving liberty to mention, the case should be listed as per the orders of the Hon'ble the Chief Justice either on a particular day, as ordered by him and unless otherwise ordered, at the end of the list.

When the Court orders that any case be listed on a particular date, it should be added at the end of the list or at a place where it should appear having regard to the year in which it has been filed but in chronological order in the order of priority fixed by the Hon'ble the Chief Justice.

It is only when the Court orders that a case be listed subject to over-night part-heard or at the top of the list that the case be so listed after seeking orders of the Hon'ble the Chief Justice before an appropriate bench.

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It is clear from the record that no orders of the Hon'ble the Chief Justice are obtained to list these appeals at the top of the list. In the absence of such an order, we direct that these cases be listed at the end of the list as there is no direction that they should be listed at the top of the list.

I.A.No.2 in C.A.No.1998/2002 be listed along with the main appeal. Counter affidavit thereto may be filed in the meanwhile.

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(N. Annapurna)
Court Master

(Kanwal Singh)
Court Master