

LISTED ON : 11.5.2016

COURT NO.:

ITEM NO. :

SECTION XII-A
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

INTERLOCUTORY APPLICATION NO. 1

(Application to recall/clarification of the Hon'ble Court's order dated 18.01.2016)

IN

PETITIONS FOR SPECIAL LEAVE TO APPEAL(C) NOS. 504 AND 510 of 2016

WITH

PRAYER FOR INTERIM RELIEF

CHIEF GENERAL MANAGER (ENGG),
PROJECT CONSTRUCTION CIRCLE-III
& ORS.

...PETITIONERS

-VERSUS-

NCC-SMC (JV)
M/S. NAGARJUNA CONSTRUCTION
COMPANY LIMITED, JOINT VENTURE
WITH M/S. SMC INFRASTRUCTURE (P) LTD.
& ORS.

...RESPONDENTS

OFFICE REPORT

The matters above-mentioned were listed before the Hon'ble Court on 18th January, 2016, when the Hon'ble Court was pleased to pass the following order :

“Petitioners are aggrieved by order dated 29.12.2015 in CC No.1546 of 2015 passed by the High Court of Judicature at Hyderabad, directing their personal appearance before the Court.

Shri Tushar Mehta, the learned Additional Solicitor General appearing for the petitioners submits that the amount to be credited as directed by the High Court has been done. It has also been said so in the affidavit before the High Court tendering also apology. If it is so, we do not find any justification for the High Court to proceed with the Contempt.

In that view, we do not think it necessary to issue notice to the respondents at this stage.

In case the aforesaid orders have been complied with, no further contempt proceedings be continued. We request the High Court to defer the orders with regard to personal appearance of the petitioners herein.

We make it clear that in the nature of the order we have passed, we have not gone into other contentions including that on limitation. They are left open.

The special leave petitions are disposed of as above.”

It is submitted to the Hon'ble Court that Mr. Prashant Chaudhary, Counsel for Respondent No. 1 has on 18th March, 2016 filed an application to recall and clarification of Hon'ble Court's order dated 18th January, 2016 above said and the same is placed below for kind perusal of Hon'ble Court.

The aforesaid application in the matter is listed before the Hon'ble Court with this office report.

Dated this, the 13th day of April, 2016.

ASSISTANT REGISTRAR

Copy to :

1. Mr. S. Udaya Kumar Sagar, Advocate
18 Central Lane, 1st Floor, Bengali Market,
New Delhi-110001
2. Mr. Prashant Chaudhary, Advocate
121, New Lawyer's Chamber

ASSISTANT REGISTRAR