

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. 2558 OF 2001

Municipal Council, Gidderbaha

Appellant (s)

Versus

Cotton Corporation of India Ltd. & Anr.

Respondent (s)

(With office report)

With  
CA Nos. 2560/01(With office report), 2559/01 (with office report), SLP(C)  
Nos. 22271-76/01, 797-798/02 (with appl(s) for c/delay in filing SLP and  
with prayer for interim relief and office report)

Date: 25/04/2006 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHAN  
HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA

For Appellant(s) Mr. D.P. Singh, Adv..  
Mr. Sanjay Jain, Adv.  
Ms. Naresh Bakshi, Adv.

Mr. Vinod Shukla, Adv.  
Ms. Minakshi Vij, Adv.

In CA 2559/01 Mr. Rajesh K. Sharma, Adv.  
Mr. Sanjiv Sharma, Adv.  
Ms. Shalu Sharma, Adv.

For Respondent(s) Mr. T.S. Doabia, Sr. Adv.  
Mr. Manpreet Singh Doabia, Adv.  
Mr. S.B. Upadhyay, Adv.

For St. of Punjab Mr. M.K. Verma, Adv.

Mr. Arun K. Sinha, Adv.

Mr. Pardeep Gupta, Adv.  
Mr. Suresh Bharti, Adv.  
Mr. K.K. Mohan, Adv.

Mr. S.K. Pubbi, Adv.  
Mr. S.K. Sabharwal, adv.

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

Since one of us (Hon'ble Mr. Justice Ashok Bhan) was a party to the decision of the High Court dated 19th August, 1991 in striking down the imposition of the Urban Development cess on sale and purchase of 'Kapas' (raw cotton) 'Narma' (another species of cotton) and oil seeds [C.W.P. No. 838/1991 - M/s. Naranjan Dass Doomra Rice & General Mills & Ors. v. State of Punjab & Ors.], which decision was ultimately upheld by this Court, it may not be appropriate for him to sit in appeal against the order directing refund of the amount already collected in pursuance to the order passed in CWP No. 838/1991, referred to above.

To be placed before a Bench of which Hon'ble Mr. Justice Ashok Bhan is not a Member.

(J.S. Rawat)  
AR-cum-PS

(Kanwal Singh)  
Court Master