

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

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).1693/2006

(From the judgement and order dated 27/11/2003 in CRLM(M) Nos.3822/2002, 2933/2002, 2934/2002, 2935/2002, 2936/2002, 3820/2002 & 3821/2002 of the HIGH COURT OF DELHI AT NEW DELHI)

GOVT. OF NCT & ANR.

Petitioner(s)

VERSUS

M/S. SULABH INTERNATIONAL & ANR.

Respondent(s)

(With application for c/delay in filing SLP)

Date: 23/02/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE MARKANDEY KATJU

For Petitioner(s)

Mr. A. Sharan, ASG

Mr. B.B. Singh, Adv.

Ms. Ranjana Narayan, Adv.

Mr. Kumar Rajesh Singh, Adv.

Mr. D.S. Mahara, Adv.

for Mrs. Anil Katiyar, Adv.

For Respondent(s)

Mr. F.S. Nariman, Sr.Adv.

Mr. Anurag Dubey,Adv.

Mrs. Anu Sawhney,Adv.

Mr. Meenesh Dubey,Adv.

Mr. Satyendra Tiwari,Adv.

Mr. S.R. Setia,Adv.

UPON hearing counsel the Court made the following

O R D E R

Delay condoned.

Leave granted.

The question as to whether a public utility service, which is
allegedly carried on by a Society on 'no profit no loss
basis',
would be an industry within the meaning of the provisions of the
Industrial Disputes Act, 1947, being pending decision before a
seven Judge Bench of this Court, having been referred to it by a
five Judge Bench in State of U.P. vs. Jai Bir Singh, [JT 2005 (5)
SC 170], we are of the opinion that the matter should
be
referred to a larger Bench.

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The parties are given liberty to mention the matter before
Hon'ble the Chief Justice or file an appropriate application for

tagging this case with Jai Bir Singh (supra).

Let the records be placed before Hon'ble the Chief

Justice of India for passing appropriate orders.

(A.S. BISHT)

(PUSHAP LATA

BHARDWAJ)

COURT MASTER

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