

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

CIVIL APPEAL NO.1589 OF 2006

ADANI EXPORTS LTD. & ANR.

Appellant (s)

VERSUS

UNION OF INDIA & ANR.

Respondent(s)

[With appln(s) for permission to file additional documents,striking off counter affidavit filed by the respondent, permission to file additional documents and with office report];

WITH Civil Appeal NO.1587 of 2006 [With office report];

Civil Appeal NO.554 of 2006

[With prayer for interim relief and office report];

Civil Appeal NO.658 of 2006

[With appln.(s) for permission to file volume-II, permission to place addl. documents on record and with prayer for interim relief];

Date: 20/11/2007 These Appeals/Cases were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHAN

HON'BLE MR. JUSTICE V.S. SIRPURKAR

For Appellant(s) Mr. Harish N. Salve, Sr. Adv.  
in CA 1589/06 & Mr. Vikram S. Nankani, Adv.  
for respondents Mr. Tarun Gulati, Adv.  
in CA 1587/06 Ms. Meenakshi Grover, Adv.  
Mr. Jayant Mohan, Adv.  
Ms. Bina Gupta, Adv.

in CA 1587/06 & Mr. Gopal Subramonium, ASG  
554/06 and Mr. Annam D.N. Rao, Adv.  
for respondent in Mr. Raghenth Basant, Adv.  
CA 1589 & 1587/06 Ms. Mrinalini Khetri, Adv.  
Mr. V.K. Verma, Adv.

in CA 658/06 & Mr. Shyam Divan, Sr. Adv.  
for respondent(s) Mr. Chetan Kapadia, Adv.  
in CA 554/06 Mr.Sameer Parekh, Adv.  
Ms. Sonali Basu Parekh, Adv.  
Mr. Nitin Thukral, Adv.  
Mr. Shubhranshu Padhi, Adv.for  
M/s. Parekh And Co., Advs.

C.A.NO.1589 OF 2006 etc. .... (Contd.)

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UPON hearing counsel the Court made the following  
ORDER

Learned senior counsel appearing for M/s. Adani Exports Ltd., appellant in Civil Appeal No. 1589 of 2006 in support of his submissions, has pressed into service a judgment of Madras High Court in the case of M/s. Adani Exports Ltd. vs. Union of India reported in 2003 (151) ELT 520(Mad.) which has been authored by one of us (Hon'ble Mr. Justice V.S.Sirpurkar). The said judgment has

a lot of similarity on the points argued and would have a bearing on the points raised in the present case.

In view of this, we are not inclined to continue with the hearing of this case and request the Hon'ble the Chief Justice of India to place this matter before a Bench of which Hon'ble Mr. Justice V.S.Sirpurkar is not a member.

Liberty to mention.

(Subhash Chander)  
Court Master

(Parveen Kr. Chawla)  
Court Master

(Kanwal Singh)  
Court Master