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IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 1247 OF 1999@@
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M/s. ITC Bhadrachalam Paper Boards Ltd.Appellant

VS.

The State of A.P. & Ors.Respondents

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By an order dated 21st March, 2001, a three Judge Bench of this Court has referred the matter to a larger Bench for re-consideration of the majority view in the judgment of the nine Judge Bench in Mafatlal Industries Ltd. & Ors. vs. Union of India & Ors.@@
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(1997) 5 SCC 536.

Appearing on behalf of the appellant, Mr. F.S. Nariman, learned Senior counsel submits that he does not question the correctness of the majority view in Mafatlal's case. Learned Solicitor General,@@
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appearing for the State, also submits that the State does not question the correctness of the majority view in Mafatlal's case (supra). We@@
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also do not doubt its correctness.

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That being the position, it appears that reference to a larger Bench for a fresh look of the judgment in Mafatlal's case is not called@@
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for.

Under the circumstances, we direct that the Civil Appeal be listed, for its disposal in accordance with law, before a three-Judge Bench.
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.....CJI.

.....J.
(K. T. THOMAS)

.....J.
(R. C. LAHOTI)

.....J.
(N. SANTOSH HEGDE)

.....J.
(S. N. VARIAVA)

New Delhi
August 23, 2001.