

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 (Civil) Nos.4607-4608/2001

(From the judgement and order dated 08/01/2001 in WP 6312-13/97
of The HIGH COURT OF MADRAS)

ASSOCIATED CEMENT COS. LTD.

Petitioner (s)

VERSUS

STATE OF TAMIL NADU & ORS.

Respondent (s)

(With prayer for interim relief and office report)
(For Final Disposal)

With S.L.P. (C) Nos.13531-13532 of 2001
(With prayer for interim relief)
(For Final Disposal)

S.L.P. (C) Nos.15078-15082 of 2001
(With prayer for interim relief and office report)
(For final disposal)

S.L.P. (C) Nos.15084-15087 of 2001
(For Final Disposal)

S.L.P. (C) Nos.15088-15094 of 2001
(With office report)
(For Final Disposal)

S.L.P. (C) Nos.15095-15096 of 2001
(For Final Disposal)

S.L.P. (C) No.15141 of 2001
(With appln.(s) for permission to place addl. documents on
record and prayer for interim relief)
(For Final Disposal)

Writ Petition (C) No. 278 of 2001
(With appln.(s) for stay and office report)

Writ Petition (C) No. 328 of 2001
(With appln.(s) for ex-parte stay)
(For Final Disposal)

...2/-

.PA

- 2 -

Writ Petition (C) No.340 of 2001
(With appln.(s) for ex-parte stay)
(For Final Disposal)

S.L.P. (C) Nos.6848-6853 of 2001
(With prayer for interim relief and office report)
(For Final Disposal)

S.L.P. (C) Nos.6952-6954 of 2001
With prayer for interim relief and office report)
(For Final Disposal)

S.L.P. (C) Nos.7023-7030 of 2001
(With prayer for interim relief and office report)
(For Final Disposal)

S.L.P. (C) No.7046 of 2001
(With prayer for interim relief and office report)
(For Final Disposal)

S.L.P. (C) Nos.7283-7284 of 2001
(With prayer for interim relief)
(For Final Disposal)

S.L.P. (C) No.7426 of 2001
(With prayer for interim relief)
(For Final Disposal)

S.L.P. (C) Nos.7507-7508 of 2001
(With prayer for interim relief)
(For Final Disposal)

S.L.P. (C) Nos.7515-7516 of 2001
(With prayer for interim relief and office report)
(For Final Disposal)

S.L.P. (C) No.7585 of 2001
(With prayer for interim relief)
(For Final Disposal)

S.L.P. (C) Nos.7737-7744 of 2001
(With appln.(s) for deletion of the name of Respondent and
prayer for interim relief)
(For Final Disposal)

S.L.P. (C) Nos.7788-7789 of 2001
(With prayer for interim relief)
(For Final Disposal)

S.L.P. (C) No.7936 of 2001
(With prayer for interim relief)
(For Final Disposal)

...3/-

.PA

- 3 -

S.L.P. (C) No.8759 of 2001
(With prayer for interim relief)
(For Final Disposal)

S.L.P. (C) Nos.8900-8901 of 2001
(With prayer for interim relief)
(For Final Disposal)

Date : 25/02/2003 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SYED SHAH MOHAMMED QUADRI
HON'BLE MR. JUSTICE ASHOK BHAN

For Petitioner (s) Mr. U.A. Rana,Adv.
 Mr. Arvind Kumar,Adv.
 for M/s Gagrat & Co.,Advs.

Ms. Prabha Swami,Adv.
Mr. K. Swami,Adv.

Mr. Sanjay Kunur, Adv.
Mr. N.N. Keshwani, Adv.
Mr. Ramesh N. Keshwani, Adv.
Mr. Ramlal Roy, Adv.

Ms. N. Annapoorani, Adv.

Ms. Manika Pandey, Adv.
Mr. K.K. Mani, Adv.

For Respondent (s) Mr. P.N. Ramalingam, Adv.

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

.....L.....I..T.....T.....T.....T.....T.....T.....T.....T.....J

Respondent No.3 in S.L.P. (C) Nos.7737-7744 of 2001 is deleted from the array of parties, at the risk of the petitioner.

The application for permission to place additional documents on record in S.L.P. (C) No. 15141 of 2001 is ordered.

...4/-

.PA

- 4 -

S.L.P. (C) No. 8900-8901 of 2001:@@
CCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCC

Learned counsel appearing for the petitioners submits that an application for bringing on record the legal representatives of Respondent No.4 will be filed within one week from today.

List the petitions after one week.

In all other matters:@@
CCCCCCCCCCCCCCCCCCCC

Leave is granted in special leave petitions.

The civil appeals and writ petitions are allowed in view of the judgement of this court in District Mining@
CCCCCCCCCCCCCCCC
Officer & Ors. vs. Tata Iron and Steel Co. & Anr. (2001@@
CCCCCCCCCCCCCCCC CCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCC
(4) SCALE 680).

There shall be no order as to costs.

(T.I. Rajput)
Court Master

(Kanwal Singh)
Court Master

(Signed order is placed on the file)

.PA
.PL56

Civil Appeal No. 1785-1786 of 2003@@
CCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCC
(Arising out of S.L.P.(C) Nos. 4607-4608 of 2001)

Associated Cement Cos. Ltd. ...Appellant(s)

Versus~

State of Tamil Nadu and Ors.Respondent(s)

With
C.A. No. 1787 of 2003 @ S.L.P.(C) No. 8759 of 2001,
C.A. Nos.1788-1789 of 2003 @ S.L.P.(C) Nos. 7515-7516 of 2001,
C.A. Nos.1790-1791 of 2003 @ S.L.P.(C) Nos. 7507-7508 of 2001,
C.A. Nos.1792-1799 of 2003 @ S.L.P.(C) Nos. 7737-7744 of 2001,
C.A. No. 1800 of 2003 @ S.L.P.(C) No. 7936 of 2001,
C.A. Nos.1801-1802 of 2003 @ S.L.P.(C) Nos. 7788-7789 of 2001,
C.A. Nos.1739-1741 of 2003 @ S.L.P.(C) Nos. 6952-6954 of 2001,
C.A. Nos.1742-1749 of 2003 @ S.L.P.(C) Nos. 7023-7030 of 2001,
C.A. No. 1750 of 2003 @ S.L.P.(C) No. 7046 of 2001,
C.A. Nos.1751-1752 of 2003 @ S.L.P.(C) Nos. 7283-7284 of 2001,
C.A. No. 1753 of 2003 @ S.L.P.(C) No. 7426 of 2001,
C.A. No. 1754 of 2003 @ S.L.P.(C) No. 7585 of 2001,
C.A. Nos.1755-1760 of 2003 @ S.L.P.(C) Nos. 6848-6853 of 2001,
C.A. Nos.1761-1762 of 2003 @ S.L.P.(C) Nos. 13531-13532 of 2001,
C.A. No. 1763 of 2003 @ S.L.P.(C) No. 15141 of 2001
C.A. Nos.1764-1770 of 2003 @ S.L.P.(C) Nos. 15088-15094 of 2001,
C.A. Nos.1771-1774 of 2003 @ S.L.P.(C) Nos. 15084-15087 of 2001,
C.A. Nos.1775-1776 of 2003 @ S.L.P.(C) Nos. 15095-15096 of 2001
C.A. Nos.1777-1781 of 2003 @ S.L.P.(C) Nos. 15078-15082 of 2001.
Writ Petition (C) Nos.278 of 2001
Writ Petition (C) No. 328 of 2001 and
Writ Petition (C) No. 340 of 2001

O R D E R@@
CCCCCCCCCCCC

...L.....I.....T.....T.....T.....T.....T.....T.....T.....J
.SP2

In Civil appeals arising out of Special Leave Petitions:@@
CC
Leave is granted.

In view of the judgment of the larger Bench of this
Court in District Mining Officer & Ors. vs. Tata Iron and@@
CCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCC CCCCCCCCCCCCCC
Steel Co. and Anr. - (2001 (4) SCALE 680) overruling the@@
CCCCCCCCCCCCCCCCCCCCCCCC

...2/-

judgment of this Court in P. Kannadasan and Ors. vs. State@@
CCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCC CCCCC
of Tamil Nadu and Ors. (AIR 1996 SC 2560 = 1996 (5) SCC 670),@
CCCCCCCCCCCCCCCCCCCCCCCC
the orders under challenge are set aside and the appeals are
allowed. There shall be no order as to costs.

W.P. (C) Nos. 278/2001, 328/2001 and 340/2001:@@
CC
In view of the judgment of the larger Bench of this
Court in District Mining Officer & Ors. vs. Tata Iron and@@
CCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCC CCCCCCCCCCCCCC
Steel Co. and Anr. - (2001 (4) SCALE 680) overruling the@@

CCCCCCCCCCCCCCCCCCCC

judgment of this Court in P. Kannadasan and Ors. vs. State@
CCCCCCCCCCCCCCCCCCCC CCCCC
of Tamil Nadu and Ors. (AIR 1996 SC 2560 = 1996 (5) SCC 670),@
CCCCCCCCCCCCCCCCCCCC
the writ petitions are allowed. There shall be no order as to
costs.

.SP1

.....J.@@
AAAAAAAAAAAAAAAAAAAAAAAAAAAA
(Syed Shah Mohammed Quadri)@
AAAAAAAAAAAAAAAAAAAAAAAAAAAA

.....J.@@
AAAAAAAAAAAAAAAAAAAAAAAAAAAA
(Ashok Bhan)@
AAAAAAAAAAAA

New Delhi,
February 25, 2003.