

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).1167/2005

(From the judgement and order dated 02/02/2005 in CRLMWP No. 1191/2005  
in WP (Crl) No.

131/2005 of The HIGH COURT OF DELHI AT N. DELHI)

ROYTECH EXIM PVT. LTD. & ORS.

Petitioner(s)

VERSUS

UNION OF INDIA & ANR.

Respondent(s)

(With appln(s) for stay and office report )

Date: 05/07/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHAN

HON'BLE MR. JUSTICE MARKANDEY KATJU

For Petitioner(s)

Mr. T.P. Mishra, Adv.

Mr. Aditya Sharma, Adv.

Mr. K.S. Rana, Adv.

For Respondent(s)

Mr. Gopal Subramaniam, A.S.G.

Mr. R. Sudhinder, Adv.

Mr. B.K. Prasad, Adv.

Mr. T.S. Murthy, Adv. for

Mr. P. Parmeswaran, Adv.

UPON hearing counsel the Court made the following

O R D E R

This petition is directed against an interim order passed by the High Court of Delhi, directing the petitioners to deposit 50 per cent of the penalty amount which comes to Rs. 4,28,27,500/- approximately, as a condition precedent for

hearing the writ petition.

Pursuant to the notice issued by this Court, learned Additional Solicitor General (ASG) appears for the respondents.

Having heard the learned counsel appearing for the petitioners and the learned ASG for the respondents, and in the facts and circumstances of the present case, we deem it appropriate to reduce the amount ordered by the High Court to be deposited by the petitioners. The learned ASG has left it to the discretion of this Court to reduce the amount in question. The same is reduced to Rs. 1 crore. The Petitioners shall deposit Rs. one crore within six months from today.

Subject to the modification to the extent indicated above, the special leave petition is dismissed.

In case the amount is not deposited within the stipulated period of six months, the impugned order shall stand revived and the High Court would be at liberty to pass appropriate orders.

(J.S. Rawat)

AR-cum-PS

(Rajesh Dham)

Court Master