

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).3494/2006

(From the judgement and order dated 21/11/2005 in WP No.2829/2004  
of the HIGH COURT OF BOMBAY, NAGPUR BENCH)

MAHARASHTRA STATE ELECTRICITY BOARD

Petitioner(s)

VERSUS

CITIZENS FORUM, MAHARASHTRA & ORS.

Respondent(s)

(With prayer for interim relief)

Date: 13/02/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA  
HON'BLE DR. JUSTICE MUKUNDAKAM SHARMA

For Petitioner(s)	Mr. A.S. Bhasme, Adv. Mr. Brajesh Pandey, Adv. Mr. Sanjay Dubey, Adv.
For Respondent(s) for State of Mah.	Mr. Chinmoy A. Khaladkar, Adv. Mr. Sanjay V. Kharde, Adv. Ms. Asha Gopalan Nair, Adv.
For R-1	Mr. Satyajit A. Desai, Adv. Mrs. Anagha S. dEsai, Adv. Mr. Venkateswara Rao Anumolu, Adv.
For R-5	Mr. Sudhir Nandrajog, Adv.
For R-8	Mr. Sunil Kumar Jain, Adv.

UPON hearing counsel the Court made the following  
ORDER

In furtherance to our order dated 23.1.2009, it is stated by  
the learned counsel for the parties that an arrangement has been  
entered into by and between the appellant - Maharashtra State  
Electricity Board and the State of Maharashtra.

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Mr. Chinmoy Khaladkar, learned counsel appearing on behalf  
of the State produces before us a translated copy of the minutes of the  
meeting held on 10.02.2009, under the chairmanship of Principal  
Secretary (Planning), wherein representatives of the Secretary,  
P.W.D., Under Secretary (Khar 1), Managing Director, MSEDCL and  
other officers were also present. Let it be taken on record.

The resolution reads as under:

"In implementation of Nagpur City Ekatmik Road Development project in respect of shifting of Electricity poles and cables on the roads and expenses therefor in view of order passed by the Hon'ble Supreme Court meeting was held under the Chairmanship of Principal Secretary (Planning) on 10.02.2009 at 11.00 am. In the meeting as representative of Secretary, PWD, Under Secretary (Khar 1), Managing Director, MSEDCL and other officers were present. After discussions as per Govt. decision, for implementation of Nagpur City Ekatmik Road Development programme for shifting electricity poles and cables on the Roads, MD MSEDCL, expressed willingness to bear 50% of the expenses restricted only for Nagpur Municipal Corporation. Accordingly, letter is given on behalf of MSEDCL.

For communicating decision taken to the Hon'ble Supreme Court in the hearing on 13.02.2009 it is necessary to obtain signatures of Secretary (Energy) and Secretary (PWD). Hence, they are requested to sign on the letter. After signatures same will be sent to MSEDCL."

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Mr. Khaladkar accepts the correctness of the said arrangement.

In view of the arrangement entered into between the parties, we are of the opinion that no further order need be passed in this petition. The special leave petition is disposed of in view of the aforesaid arrangement.

(A.S. BISHT)  
COURT MASTER

(PUSHAP LATA BHARDWAJ)  
COURT MASTER