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C.A.No. 3017 OF 1997
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ITEM NO.101(P.H.) COURT NO. 1 SECTION XVI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No. 3017 of 1997@@
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State of Punjab and Anr. ... Appellant (s)

Vs.

M/s. Devans Modern Breweries Ltd. and Anr. ... Respondent (s)

(With appln. for extension of time and office report)

With I.A. No. 6 of 2002 - Appln. for condonation of delay
in filing the reply on behalf of the respondents.

With
S.L.P.(C) Nos. 17085-17086 of 2001
(Penguin Alcohols P. Ltd. etc. vs. State of Kerala & Ors.)
(With appln.(s) for permission to place addl. documents on
record and with prayer for interim relief and office report)

Date: 03-04-2003 This/These matter(s) was/were called on for
hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE R.C. LAHOTI
HON'BLE MR. JUSTICE B.N. AGRAWAL
HON'BLE MR. JUSTICE S.B. SINHA
HON'BLE DR. JUSTICE AR. LAKSHMANAN

For Appellant (s)/
Petitioner(s)
in CA 3017/97

Mr. P.N. Misra, Sr.Adv.
Mr. H.M. Singh, adv.
Mr. Anil Hooda, Adv.
Mr. Kaushal Yadav, Adv.
Mr. R.S. Suri, Adv.

in SLP 17085-86/01

Mr. Ashok H Desai, Sr. Adv.
Mr. Pallav Shishodia, Adv.
Mr. R Yoshod Vardhan, Adv.
Mr. Nanjunda Reddy, Adv.
Mr. Nagendra Naidu, Adv.
Mr. S Sukumaran, Adv.
Mr. M P Vinod, Adv.
Ms. Divya Nair, Adv.
Mr. Vikram Mehta, Adv.
Ms. Padmalakshmi Nigam, Adv.

...2/-

For Respondent (s)
 No. 1 in CA 3017/97 Mr. Mohan Jain, Adv.
 Mr. Sanjiv Sen, Adv.
 Mr. Neeraj Sethi, Adv.
 Ms. Nandini Gore, Adv.

No. 2 in CA 3017/97 Mr. R Venkataramani, Sr. Adv.
 Mr. M P Vinod, Adv.

Nos. 1 and 2 in Mr. T.L.V. Iyer, Sr.Adv.
 SLP 17085-86/01 Mr. Ramesh Babu M.R., Adv.

No. 3 in SLP 17085- :Mr. E.M.S. Anam, Adv.
 86/01 Mr. Roy Abraham, Adv.

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

.....L.....I.....T.....T.....T.....T.....T.....T.....T.....J
 Mr. P.N. Misra, learned senior counsel appearing for the appellants in C.A. No. 3017/1997, resumed his arguments at 10.30 A.M. and concluded at 12.25 P.M.

Leave granted in SLP(C) Nos. 17085-17086/2001.

Thereafter, Mr. T L V Iyer, learned senior counsel appearing for respondent No.1 (State of Kerala) and respondent No. 2 commenced his arguments and was on his legs when the Court rose for the day leaving the matters as part-heard.

(D.P. Walia) (S. Krishnan)
 Court Master Court Master

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 ITEM NO.101(P.H.) COURT NO. 1 SECTION XVI

S U P R E M E C O U R T O F I N D I A
 RECORD OF PROCEEDINGS

Civil Appeal No. 3017 of 1997@@
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State of Punjab and Anr. ... Appellant (s)
 Vs.

M/s. Devans Modern Brewaries Ltd. and Anr. ... Respondent (s)

(With appln. for extension of time and office report)
 With I.A. No. 6 of 2002 - Appln. for condonation of delay in filing the reply on behalf of the respondents.

With
 Civil Appeal Nos. 2696-2697/2003
 (Penguin Alcohols P. Ltd. etc. vs. State of Kerala & Ors.)

(With appln.(s) for permission to place addl. documents on record and with prayer for interim relief and office report)

Date: 08-04-2003 This/These matter(s) was/were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE R.C. LAHOTI
HON'BLE MR. JUSTICE B.N. AGRAWAL
HON'BLE MR. JUSTICE S.B. SINHA
HON'BLE DR. JUSTICE AR. LAKSHMANAN

For Appellant (s)/
in CA 3017/97

Mr. P.N. Misra, Sr.Adv.
Mr. H.M. Singh, adv.
Mr. Anil Hooda, Adv.
Mr. Kaushal Yadav, Adv.
Mr. Rajeev Sharma, Adv.
Mr. R.S. Suri, Adv.
Mr. Akhil Chhabra, Adv.
Mr. J S Chhabra, Adv.

in CA 2696-2697/03

Mr. Ashok H Desai, Sr. Adv.
Mr. R F Nariman, Sr. Adv.
Mr. Pallav Shishodia, Adv.
Mr. George Poonthatham, Adv.
Mr. R Yoshod Vardhan, Adv.
Mr. Nanjunda Reddy, Adv.
Mr. Nagendra Naidu, Adv.
Mr. S Sukumaran, Adv.
Mr. M P Vinod, Adv.
Ms. Divya Nair, Adv.
Mr. Vikram Mehta, Adv.
Ms. Padmalakshmi Nigam, Adv.

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For Respondent (s)

No. 1 in CA 3017/97

Mr. Mohan Jain, Adv.
Mr. Sanjiv Sen, Adv.
Mr. Neeraj Sethi, Adv.
Ms. Nandini Gore, Adv.

No. 2 in CA 3017/97

Mr. R Venkataramani, Sr. Adv.
Mr. M P Vinod, Adv.

Nos. 1 and 2 in
CA 2696-2697/2003

Mr. T.L.V. Iyer, Sr.Adv.
Mr. Ramesh Babu M.R., Adv.

No. 3 in CA 2696-
2697/2003

:Mr. E.M.S. Anam, Adv.

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

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

Mr. T L V Iyer, learned senior counsel resumed his arguments at 10.30 A.M. and concluded at 12.50 P.M. Thereafter, Mr. Ashok H Desai, learned senior counsel started his arguments and was on his legs when the Court

rose for the day leaving the matters as part-heard.

(Alka Dudeja) (D.P. Walia) (S. Krishnan)
Court Master Court Master Court Master

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ITEM NO. 101(PH) COURT NO.1 DT.09.04.2003@@
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CORAM & APPEARANCE : SAME AS ON 08.04.2003@@
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Mr. Ashok H Desai, learned senior counsel resumed his arguments at 10.30 A.M. and concluded at 11.45 A.M. Thereafter, Mr. T L V Iyer, learned senior counsel made his submissions till 12.10 P.M. Thereafter, Mr. R F Nariman, learned senior counsel started his arguments and was on his legs when the Court rose for the day leaving the matters as part-heard.

(Alka Dudeja) (D.P. Walia) (S. Krishnan)
Court Master Court Master Court Master

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C.A. NO. 3017/1997 ETC.@@
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C.A.V. ON 8.4.2003@@
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LIST OF BOOKS@@
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Punjab Excise Act, 1914.

Kerala Abkari Act.

1995 (1) SCC 574 (Khoday)

1975 (1) SCC 737 = 1975 (3) SCR 254 (Har Shankar)

1975 (1) SCC 29 (Nashirwar)

1987 (2) SCC 136 (Prabhakar Reddy)

1994 (Suppl.1) SCC 8 (Sheopat Rai)

2001 (3) SCC 694 (Solomon Antony & Ors.)

JT 2003 (3) SC 86 (Deokar's Distillery) =
2003 (3) Scale 124

1986 (4) SCC 566 = AIR 1987 SC 251 (Nand Lal Jaiswal)

1966 (1) SCR 865 (Kalyani Stores)

1954 SCR 873 (Cooverjee B. Bharucha)

1977 (1) SCC 336 (Sham Lal)

1957 SCR 930 |
1957 SCR 874 |

1977 (2) SCC 670 | cases on obnoxious trades
1978 (3) SCC 558 | (just referred)
1979 (4) SCC 232 |
1999 (9) SCC 700 |

1978 (3) SCC 558 (PN Kaushal)

1977 (2) SCC 670 (Fatehchand Himmatlal)

1981 (4) SCC 391 (Southern Pharmaceuticals)

1993 (1) SCC 236 (Sanjeetha Trading)

1967 (3) SCR 50 (Krishna Kumar Narula) =
AIR 1967 SC 1368

1979 (3) SCC 489 (Ramana Dayaram Shetty)

1961 (1) SCR 809 (Atiabari)

1963 (1) SCR 491 (Automobile Transport)

1988 (2) SCC 568 (Weston Electroniks)

1986 (1) SCC 416 (H. Anraj)

1964 (6) SCR 261 (Bhailal Bhai)

Reqd. by Hon. CJI@@
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U.P. Excise Act, 1910

Bombay Prohibition Act

1990 (1) SCC 109 (Synthetics & Chemicals)

Reqd. by Hon. Lahoti, J.@@
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MPLJ 1987, 1988, 1989 and 1990.

Reqd. by Hon. Sinha, J.@@
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Commentary on Constitution by D.D. Basu Vol. L

2001 (9) SCC 333 (Rangila Ram)

2001 (3) SCC 635 (Ugar Sugar Works)

Reqd. by Hon. Lakshmanan, J.@@
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The Punjab Liquor Licence Rules

Papers filed in Court@@
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Compilation of Rules, Orders, Notification, Form L1
and Form L2 (in Punjab matter)

Two sheets - Permit for import of intoxicating liquor
(in Kerala matter)

Australian cases - Compilation.