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SLP(C)No. 8835 OF 2000  
ITEM No.28

Court No. 1

SECTION XI  
A/N MATTER

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) No.8835/2000

(From the judgement and order dated 28/10/1999 in CMWP 23884/99  
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

STATE OF U.P. & ORS.

Petitioner (s)

VERSUS

UMA STONE CRUSHING CO. & ORS.

Respondent (s)

( With Appln(s). for directions and with prayer for interim relief)

With SLP(C)No.20637-20659/2000 - (With appln.(s) for exemption from  
filing c/c of the impugned judgment and exemption from filing O.T.)  
C.A.No.6372/2001 - (With appln.(s) for impleading party and office  
report)

C.A.No.4719/2002 - (Prayer for interim relief)

C.A.Nos.6371, 8180 and 8182 of 2001

Date : 09/09/2002 These matters were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE K.G. BALAKRISHNAN  
HON'BLE MR. JUSTICE ARIJIT PASAYAT

For Petitioner (s) Mr. Mukul Rohatgi, ASG  
/respondent (s) Mr. Ashok K. Srivastava,Adv.

For Petitioner (s)  
in CA 6371/01 Mr. Jitendra Mohan Sharma,Adv.

in CA 6372/01 Ms. Rachana Srivastava, Adv.

in CA 8180 & 8182  
of 2001 Mr. Pradeep Misra, Adv.

in CA 4719/2002 Mr. Salman Khurshid, Sr. Adv.  
Mr. Imtiaz Ahmed, Adv.  
Mrs. Naghma Imtiaz, Adv.  
Mr. V.N. Raghupathy, Adv.

For Respondent (s)  
Ms. Rachna Gupta,Adv.  
Mr. Vishwajit Singh, Adv.  
Mr. Prashant Kumar, Adv.  
Dr. J.N. Dubey, Sr. Adv.  
Mr. Anurag Dubey, Adv.  
Mr. S.B. Upadhyay, Adv.  
Mr. S.R. Setia, Adv.  
Mr. Goodwill Indeevar, Adv.

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Mr. P.K. Jain, Adv.

Mr. Pramod Dayal, Adv.

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

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Heard learned counsel for the parties for 15 minutes.

SLP(C)No.8835/2000 & SLP(C)Nos.20637-20659/2000 :@@  
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Leave granted.

The appeals are disposed of in terms of the signed order.

C.A.No.6371/2001 :@@  
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The appeal is dismissed in terms of the signed order.

C.A.No.6372/2001 :@@  
CCCCCCCCCCCCCCCC

Application for impleadment is dismissed.

The appeal is dismissed in the light of our decision made in C.A.No.5738/2002 @ SLP(C)No.8835/2000 & C.A.Nos.5715-5737/2002 @ SLP(C)Nos.20367-20659/2000.

C.A.No.8180 & 8182 of 2001 :@@  
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The appeals are dismissed in the light of our decision made in C.A.No.5738/2002 @ SLP(C)No.8835/2000 & C.A.Nos.5715-5737/2002 @ SLP(C)Nos.20367-20659/2000.

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C.A.No.4719/2002@@  
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This appeal is disposed of in the light of our decision made in C.A.No.5738/2002 @ SLP(C)No.8835/2000 & C.A.Nos.5715-5737/2002 @ SLP(C)Nos.20367-20659/2000.

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Sarita (S.L. Goyal)@@  
AA  
Court Master@@  
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(Signed order is placed on the file)

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IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 5738 OF 2002@@  
CC

STATE OF U.P. & ORS.

...APPELLANTS

VERSUS

UMA STONE CRUSHING CO. & ORS.

...RESPONDENTS

WITH

C.A.Nos. 5715-5727/2002 @ SLP(C)Nos. 20637-20659/2000,  
C.A.No.6371/2001, C.A.No.6372/2001, C.A.No.8180/2001,  
C.A.No.8182/2001 and C.A.No. 4719/2002

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C.A.No.5738/2002 @ SLP(C)No.8835/2000 &@@  
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C.A.Nos.5715-5737/2002 @ SLP(C)Nos.20637-20659/2000 :@@  
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Leave granted.

In the affidavit of 29/8/2002 filed on behalf of the State of U.P., it has been clarified and it is also the submission of Mr. Mukul Rohatagi, learned Additional Solicitor General that after the amendment made to Rule 9-A, the mining leases under Chapter IV of the Uttar Pradesh Minor Mineral (Concession) Rules, 1963 will be granted by way of public auction and there will be no preferences granted in such auction. The only criteria will be the highest satisfactory bid which is made and ..2/-

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accepted. The decision of the High Court to this extent is modified and it is made clear that the preferences will not apply to the auction made under Chapter IV.

In view of this, the appeals are disposed of.

C.A.No.6371/2001 :@@  
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This appeal has become infructuous in view of the amendment to the original Rule 9-A.

The appeal is dismissed.

C.A.No.6372/2001 :@@  
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The appeal is dismissed in the light of our decision made in C.A.No.5738/2002 @ SLP(C)No.8835/2000 & C.A.Nos.5715-5737/2002 @ SLP(C)Nos.20367-20659/2000.

C.A.No.8180 & 8182 of 2001 :@@  
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The appeals are dismissed in the light of our decision made in C.A.No.5738/2002 @ SLP(C)No.8835/2000 & C.A.Nos.5715-5737/2002 @ SLP(C)Nos.20367-20659/2000.

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C.A.No.4719/2002@@  
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This appeal is disposed of in the light of our decision made in C.A.No.5738/2002 @ SLP(C)No.8835/2000 & C.A.Nos.5715-5737/2002 @ SLP(C)Nos.20367-20659/2000.

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.....CJI.

.....J.  
(K.G. BALAKRISHNAN)

New Delhi,  
September 9, 2002.

.....J.  
(ARIJIT PASAYAT)