

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).26026/2008

(From the judgement and order dated 14/10/2008 in WP No. 1836/2008 of The  
HIGH COURT OF UTTARANCHAL AT NAINITAL)

UTTAM NAGAR MILLS LIMITED &amp; ANR.

Petitioner(s)

VERSUS

STATE OF UTTARKHAND &amp; ORS.

Respondent(s)

Date: 23/10/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE ARIJIT PASAYAT

HON'BLE DR. JUSTICE MUKUNDAKAM SHARMA

For Petitioner(s) Mr. Mukul Rohtagi, Sr. Adv.  
Mr. J.K.Sethi, Adv.  
Ms. Ruby Singh Ahuja, Adv.  
Mr. Sanjeev Kr. Singh, Adv.  
Mr. Manu Aggarwal, Adv.  
Mrs Manik Karanjawala, Adv.For Respondent(s) Mr. Joseph Phookkatt, Adv.  
M/S. Ap & J Chambers, Adv.UPON hearing counsel the Court made the following  
ORDER

Taken on Board.

Heard learned counsel for the parties.

The order passed by this Court in SLP(C) No. 18681/2008  
and connected cases on 8.9.2008 shall be operative so far as this case  
is concerned. In other words, the following directions in the said case  
shall be followed:

"So far as the payment of the charges for Crushing Season  
2006-07, 2007-08 are concerned, the following directions are given:

-2-

(i) For the Crushing Season 2006-07 the payment at  
the rated indicated above, i.e. Rs. 115, 118  
and 123 shall be the rates.

(ii) So far as the Crushing Season 2007-08 is  
concerned the rate shall be Rs. 110/- but no deduction for  
transport charges shall be claimed or adjusted.

If any amount has been paid in respect of two Crushing  
Season the same shall be adjusted from the amounts payable in terms  
of the order quoted above. If any amount thereafter remains payable,  
the same shall be paid within a period of two weeks.

In view of the aforesaid order, the recovery proceedings shall  
be kept in abeyance for a period of two weeks.

List the matter on 14.11.2008.

(Shashi Sareen)  
Court Master

(Shashi Bala Vij)  
Court Master