

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
Transfer Petition(s)(Civil) No(s). 29-43/2012

EXIDE INDUSTRIES LTD.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.ETC.ETC.

Respondent(s)

(With office report)

WITH

T.P.(Crl.) No. 68/2012
(With office report)

T.P.(C) No. 249/2012
(With office report)

T.P.(C) No. 1590-1591/2012
(With office report)

Date : 01/07/2014 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J. CHELAMESWAR
HON'BLE MR. JUSTICE SHIVA KIRTI SINGH

For Petitioner(s)

Mr. Shyam Divan, Sr. Adv.
Mr. Ankur Saigal, Adv.
Mr. Mahesh Agarwal, Adv.
Mr. Rishi Agrawala, Adv.
Mr. E.C. Agrawala ,Adv.
Mr. Vivek Jain, Adv.

Mr. B. Krishna Prasad , Adv.

For Respondent(s)

Mr. N.K. Kaul, ASG
Ms. V. Mohana, Adv.
Ms. Kiran Bhardwaj, Adv.
Mr. Samar Singh Kushwaha, Adv.
Mr. D.S. Mahra, Adv.
Mrs. Anil Katiyar , Adv.

Signature Not Verified

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Deepak Mansukhani
Date: 2014.07.03
17:18:42 IST

Mr. B.V. Balaram Das ,Adv.

Ms. Sushma Suri ,Adv.

Reason:

Mr. B.S. Banthia ,Adv.

Ms. Bina Madhavan ,Adv.

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Mr. Gaurav Dhingra ,Adv.
Mr. Rajesh Maurya, Adv.
Mr. Ashutosh Kr. Sharma, Adv.

Mr. Naveen Sharma, Adv.
Ms. Swati B. Sharma, Adv.

For Mr. Mishra Saurabh, Adv.

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

The transfer petitions are disposed of in
terms of the signed order.

(DEEPAK MANSUKHANI) (INDU BALA KAPUR)
COURT MASTER COURT MASTER

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA
CIVIL/CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO(s). 29-43 OF 2012

EXIDE INDUSTRIES LTD. Petitioner(s)

VERSUS

UNION OF INDIA & ORS.ETC.ETC. Respondent(s)

WITH

TRANSFER PETITION(CRL) No(s). 68/2012

TRANSFER PETITION (C) No(s). 249/2012

TRANSFER PETITION(C) No(s). 1590-1591/2012

O R D E R

TRANSFER PETITION (C) NO(s). 29-43 OF 2012
TRANSFER PETITION(CRL) No(s). 68/2012
TRANSFER PETITION (C) No(s). 249/2012
TRANSFER PETITION(C) No(s). 1590-1591/2012

Heard all the parties concerned.

The petitioners in all the matters has prayed for transfer of
following matters, as mentioned below, to this Court and be heard
along with Civil Appeal No. 59 of 2009:-

- 1) W.P. No. 99 of 2003, titled as M/s. Exide Industries Ltd. Vs.
Union of India & Others pending before Hon'ble High Court of Delhi
at New Delhi
- 2) W.P. No. 101 of 2003 titled as M/s. Exide Industries Ltd. Vs.
Inspector of Legal Metrology & Others, pending before Hon'ble High
Court of Delhi at New Delhi
- 3) W.P. No. 102 of 2003 titled as M/s. Exide Industries Ltd. Vs.
State of Orissa & Others, pending before Hon'ble High Court of
Delhi at New Delhi.
- 4) W.P. No. 103 of 2003 titled as M/s. Exide Industries Ltd. Vs.
State of Karnataka & Others, pending before Hon'ble High Court of
Delhi at New Delhi

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- 5) W.P. No. 17980 of 2004 titled as M/s. Exide Industries Ltd.

Vs. Union of India & Others, pending before Hon'ble High Court of Delhi at New Delhi

6) W.P. No. 24051 of 2005 titled as M/s. Exide Industries Ltd. Vs. Union of India & Others, pending before Hon'ble High Court of Delhi at New Delhi

7) W.P. No. 3231 of 2006 titled as M/s. Exide Industries Ltd. Vs. Union of India & Others, pending before Hon'ble High Court of Delhi at New Delhi

8) W.P. No. 3232 of 2006 titled as M/s. Exide Industries Ltd. Vs. Union of India & Others, pending before Hon'ble High Court of Delhi at New Delhi

9) W.P. No. 13922 of 2009 titled as M/s. Exide Industries Ltd. Vs. Union of India & Others, pending before Hon'ble High Court of Karnataka at Bangalore

10) W.P. No. 13923 of 2009 titled as M/s. Exide Industries Ltd. Vs. Union of India & Others, pending before Hon'ble High Court of Karnataka at Bangalore

11) W.P. No. 302 of 2009 titled as M/s. Exide Industries Ltd. Vs. Union of India & Others, pending before Hon'ble High Court of Karnataka at Bangalore

12) W.P. No. 21099 of 2009 titled as M/s. Exide Industries Ltd. Vs. Union of India & Others, pending before Hon'ble High Court of Karnataka at Bangalore

13) W.P. No. 39785 of 2009 titled as M/s. Exide Industries Ltd. Vs. Union of India & Others, pending before Hon'ble High Court of Judicature at Allahabad

14) W.P. No. 21035 of 2009 titled as M/s. Exide Industries Ltd. Vs. State of A.P. & Others, pending before Hon'ble High Court of Andhra Pradesh at Hyderabad

15) W.P. No. 25162 of 2010 titled as M/s. Exide Industries Ltd. Vs. Union of India & Others, pending before Hon'ble High Court of Judicature at Kerala

16) Criminal MC No. 1329 of 2003 titled as Mukul Kandwal Vs. Shri B. Roul, Inspector Legal Metrology Rourkela pending before the Hon'ble High Court of Orissa at Cuttack

17) W.P. No. 10744 of 2011 titled as M/s. Exide Industries Ltd. Vs. Union of India & Ors, pending before the Hon'ble High Court of Bombay

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| 18) W.P. No. 1300 of 2012 titled | as M/s. Exide Industries Ltd. |
| Vs. The Union of India & Ors. and | W.P. No. 1301 of 2012 titled |
| "M/s. Exide Industries Ltd. Vs. The | Union of India & Ors." pending |
| before the High Court of Judicature | at Bombay, Bench at Nagpur. |

In fact, this Court had allowed a similar application in T.P. (Civil) Nos. 159-163 of 2009 dated 8th April, 2011 which order has been placed on the record.

In view of the fact that the issue raised in all these matters is similar, we transfer all the above-mentioned matters to this Court for being heard along with C.A. No. 59 of 2009. The concerned High Courts are directed to transmit the record of above matters to this Court as early as possible.

The transfer petitions are accordingly disposed of.

.....J.
(J. CHELAMESWAR)

.....J.
(SHIVA KIRTI SINGH)

NEW DELHI
JULY 01, 2014