

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

I A 1 & 2 / 2 0 0 8 i n C I V I L A P P E A L N O . 5 2 9 6 O F 2 0 0 2

W E S T E R N C O A L F I E L D S L T D .

A p p e l l a n t ( s )

V E R S U S

D H A R C O A L P R O D U C T S P V T . L T D . & O R S

R e s p o n d e n t ( s )

(With appln(s) for directions, exemption from filing the appeal paper books and office report)

Date: 13 / 1 0 / 2 0 0 8 This Appeal was called on for hearing today.

C O R A M :

H O N ' B L E M R . J U S T I C E R . V . R A V E E N D R A N

H O N ' B L E M R . J U S T I C E J . M . P A N C H A L

F o r A p p e l l a n t ( s )

M r . A n i p S a c h t h e y , A d v .

M r . M o h i t P a u l , A d v .

F o r R e s p o n d e n t ( s ) /

A p p l i c a n t ( s )

M r . N i k h i l N a y y a r , A d v .

M r . T . V . S . R a g h a v e n d r a S r e y a s , A d v .

M r . A m b u j A g r a w a l , A d v .

U P O N h e a r i n g c o u n s e l t h e C o u r t m a d e t h e f o l l o w i n g

O R D E R

I . A s a r e d i s m i s s e d i n t e r m s o f t h e s i g n e d o r d e r .

( R a v i P . V e r m a )

C o u r t M a s t e r

( A n a n d S i n g h )

C o u r t M a s t e r

[ S i g n e d o r d e r i s p l a c e d o n t h e f i l e ]

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

C I V I L A P P E L L A T E J U R I S D I C T I O N

I . A . N O . 1 & 2

I N

C I V I L A P P E A L N O . 5 2 9 6 O F 2 0 0 2

W E S T E R N C O A L F I E L D S L T D .

T ( S )

.....A P P E L L A N T

V e r s u s

D H A R C O A L P R O D U C T S P V T . L T D .

( S ) /

& O R S .

( S )

.....R E S P O N D E N T

A P P L I C A N T

O R D E R

T h e s e a p p l i c a t i o n s s e e k d i r e c t i o n s f o r r e f u n d o f c e r t a i n a m o u n t s

o n t h e b a s i s o f t h e f i n a l o r d e r d a t e d 1 3 . 1 0 . 2 0 0 3 .

T h e s a i d o r d e r d o e s

n o t d i r e c t a n y r e f u n d .

T h e a p p e l l a n t h a s f i l e d d e t a i l e d o b j e c t i o n s

d e n y i n g t h e c l a i m s .

I n t h e c i r c u m s t a n c e s , q u e s t i o n o f c o n s i d e r i n g

applications for refund in a disposed of matter does not arise.

The

respondents/ applicants may, however, have recourse to any other

remedy, if available, in accordance with law.

I.As. are dismissed.

.....J.  
( R.V. RAV E E N D R A N )

New Delhi;  
October 13, 2 0 0 8 .

.....J.  
( J.M. PA NC H A L )