

SLP(C)No. 8204 OF 2004
ITEM No.41

Court No. 5

SECTION XIV
A/N MATTER

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

Petition(s) for Special Leave to Appeal (Civil) No.8204/2004

(From the judgment and order dated 30/09/2003 in MFA 76/2001
of The HIGH COURT OF GAUHATI)

UNION OF INDIA

Petitioner (s)

VERSUS

M/S. B.K. CONSTRUCTION
(With Appln(s). for c/delay in filing SLP)
(With prayer for interim relief and office report)

Respondent (s)

Date : 24/09/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.N. VARIAVA
HON'BLE MR. JUSTICE H.K. SEMA

For Petitioner (s)Mr. Manish Kumar, Adv.
Mr. P. Parmeswaran,Adv.

For Respondent (s)Mr. S.Borthakur, Adv.
Mr. Boijoyant Barooah, Adv.
Mr. Sunil Kumar Jain,Adv.

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

Delay condoned.
Leave granted.

The Appeal stands disposed of in terms of the signed order with no order as to costs.

(K.K. Chawla)
Court Master

(Jasbir Singh)
Court Master

[Signed order is placed on the file]
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. _____ OF 2004
(ARISING OUT OF SLP(C) NO.8204 OF 2004)

UNION OF INDIA

Appellant (s)

VERSUS

M/S. B.K. CONSTRUCTION

Respondent (s)

O R D E R

Delay condoned.

Leave granted.

Heard parties.

In this matter notice has been issued limited to the question of grant of interest on the amount of costs. Learned counsel appearing for the Respondent concedes that interest could not have been granted on the amount of costs. The award would therefore stand modified to the extent that there will be no interest on the amount of costs. Save as above, the rest of the impugned order stands. The Appellant to now pay the amount awarded within a period of six weeks from today. The Appeal stands disposed of with no order as to costs.

.....J.
(S.N. Variava)

.....J.
(H.K. Sema)
New Delhi;
September 24, 2004.