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SLP(C)No. 8204 OF 2001
ITEM No.207

Court No. 2

SECTION III
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.8204/2001
(From the judgement and order dated 14/12/2000 in CMWP 892/86
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

STATE OF U.P. & ANR.

Petitioner (s)

VERSUS

M/S. RICE TRADERS & ANR.

Respondent (s)

(With prayer for interim relief and office report)
(For Final Disposal)

Date : 11/01/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. KIRPAL
HON'BLE MR. JUSTICE K.G. BALAKRISHNAN
HON'BLE MR. JUSTICE ARIJIT PASAYAT

For Petitioner (s) Mr. Sunil Gupta, Adv.
Mr. R.C. Verma, Mr. Vivek Vishnoi,
Mr. Mukesh Verma and Ms. Neeta Singh,Advs.

For Respondent (s)

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

.....L.....I.....T.....T.....T.....T.....T.....T.....T.....T.....J.R

It is contended by the learned counsel for the petitioners that one of the conditions for grant of recognition certificate is that the manufacturer should have necessary licence under the Control Order. He contends that the respondents did not have such a licence and it is on the basis of a misrepresentation that they obtained the recognition certificate on 3rd August, 1981. When it was subsequently discovered that this recognition had been obtained by playing fraud, the impugned order of 28th November, 1983 was passed withdrawing the recognition with retrospective effect. This case is not similar to the one which is referred to by the High Court.

Counsel should place on record the order of 28th November, 1983 withdrawing recognition.

List after six weeks.

(D.P. WALIA)
Court Master

(S.L. GOYAL)
Court Master