

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

CIVIL APPEAL NO(s). 5908 OF 2004

M/S. EATERN COALFIELDS LTD.

Appellant (s)

VERSUS

STATE OF BIHAR(NOW JHARKHAND) &amp; ORS.

Respondent(s)

(With appln(s) for permission to raise additional question of law and office report)

WITH

C.A.No.5909/2004

(With Appl.(s) for permission to raise additional question of law and with office report)

C.A.No.5910/2004

(With Appl.(s) for permission to place addl. documents on record and with Prayer for Interim Relief)

T.C.(C)No.40/2010

C.A.No.303/2004

C.A.No.307/2004

(With Appl.(s) for permission to file rejoinder affidavit)

Date: 30/04/2013 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA  
HON'BLE MR. JUSTICE MADAN B. LOKUR  
HON'BLE MR. JUSTICE KURIAN JOSEPH

For Appellant(s)

Mr. Anip Sachthey, Adv.

Mr. Sunil Kumar, Sr. Adv.  
Mr. Anil K. Jha, Adv.Mr. Dushyant Dave, Sr. Adv.  
Mr. M.K. Dua, Adv.

For Respondent(s)

Mr. Sunil Kumar, Sr. Adv.  
Mr. Gopal Prasad, Adv.  
Mr. Jayesh Gaurav, Adv.  
Mr. Saubajit Dutta, Adv.Mr. Sunil Kumar, Sr. Adv.  
Mr. Jayesh Gaurav, Adv.  
Mr. Kumar Anurag Singh, Adv.  
Mr. Anil K. Jha, Adv.Mr. Dushyant Dave, Sr. Adv.  
Mr. Punit Dutt Tyagi, Adv.

Mr. Manish Kumar Saran, Adv.

UPON hearing counsel the Court made the following

O R D E R

Mr. Dushyant Dave, learned senior counsel for the appellant in Civil Appeal No. 303 of 2004 and for the respondent in Civil Appeal No. 307 of 2004, submits that Writ Petitions filed by the appellants in the High Court challenging the constitutional validity of Rule 64B of the Mineral Concession Rules, 1960 are pending before the Jharkhand High Court and it would be in fitness of things if these Appeals are heard after decision is rendered by the High Court in those matters. Mr. Dushyant Dave further informs us that the Writ Petitions are fixed for hearing before the High Court tomorrow, i.e., May 1, 2013 and are likely to be disposed of earlier.

Having regard to above, let this group of matters be listed for final hearing in the second week of August, 2013.

We request the Jharkhand High Court to hear and decide the Writ Petitions being Writ Petition No. 1504 of 2009 - Tata Steel Limited Vs. Union of India & Others; Writ Petition (C) No. 1505 of 2009 - Tata Steel Limited Vs. Union of India and Others; Writ Petition (C) No. 2995 of 2008 - Tata Steel Limited Vs. State of Jharkhand and Others and Writ Petition (C) No. 2999 of 2008 - Tata Steel Limited Vs. State of Jharkhand and Others as expeditiously as may be possible and preferably by the end of July 2013.

These matters are released from part-heard.

|(Rajesh Dham)  
|Court Master

| |(Renu Diwan)  
| |Court Master

(This order may be given dasti)