

ITEM No.28

Court No. 2

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.12983/2003

(From the judgement and order dated 17/01/2003 in CM 612/02
of The HIGH COURT OF DELHI AT N. DELHI)

INTERNATIONAL AIRPORTS AUTHORITY, INDIA

Petitioner (s)

VERSUS

M/S. M.L. DALMIYA & CO. LTD.

Respondent (s)

(With prayer for interim relief)

Date : 16/01/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.C. LAHOTI
HON'BLE MR. JUSTICE ASHOK BHAN

For Petitioner (s) Mr. V.B. Joshi,Adv.

For Respondent (s) Dr.A.M.Singhvi,Sr.Adv.
Ms.Radha Rangaswamy,Adv.
Mr.Ram Watel,Adv.

Mr.Uday U.Lalit,Adv.
Mr.Chinmoy Khaladkar,Adv.
Mr.S.K.Nandy,Adv.

UPON hearing counsel the Court made the following

O R D E R

Leave granted.

Printing dispensed with.

Additional documents, if any, be filed within six weeks. Original record shall be requisitioned.

In Civil Appeal No.811 of 2002 this Court directed the appellant to deposit the decretal amount as per the Award to enable the hearing of the appeal in the High Court. By our order dated August 4, 2003 passed in this appeal the execution of the Award to the extent it creates liability under the order dated November 17, 2003

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has been directed to remain stayed. The learned counsel for the respondent submits that the hearing of the appeal in the High Court is not being proceeded with because there is a controversy raised as to whether the order of the Court dated January 29, 2002 has been complied with or not. We clarify that the order dated January 29, 2002 and the order dated August 4, 2003

are to be read together meaning thereby that the appellant must deposit the decretal amount as per the Award as directed on January 29, 2002 but excluding therefrom the liability created by the order of modification/rectification dated January 17, 2003.

(Radha Bhatia)

(N.K.Gandhi)

COURT MASTER AR-cum-PS