

SUPR EME COUR T OF I ND I A  
RECORD OF PROCEEDINGSIA 1/2009 in Petition(s) for Special Leave to Appeal(Civil)  
No(s).7533/2007(From the judgement and order dated 04/12/2006 in WP No.5114/2006  
of The HIGH COURT OF BOMBAY)

RATNAGIRI GAS &amp; POWER PVT.LTD.

Petitioner(s)

VERSUS

DABHOL POWER EMPLOYEES ASSN.&amp; ORS.

Respondent(s)

( for withdrawal of slp and with prayer for interim relief  
and office report )

WITH

SLP(C)No.7664/2007

(with prayer for interim relief and office report)

Date: 17/07/2009 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR

HON'BLE MR. JUSTICE CYRIAC JOSEPH

For Petitioner(s) Mr. Raju Ramachandran, Sr. Adv.  
Mr. V.K. Rao, Adv.  
Mr. Saket Sikri, Adv.  
Ms. Madhu Sikri, Adv.For Respondent(s) Mr. Ankur Saigal, Adv.  
Ms. Bina Gupta, Adv.Mr. Colin Gonsalves, Sr. Adv.  
Mr. Vipin M. Benjamin, Adv.  
Ms. Jyoti Mendiratta, Adv.

Mr. Vinoo Bhagat, Adv.

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SC7533/07

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UPON hearing counsel the Court made the following  
ORDER

As far as SLP(C)No.7533 of 2007 is concerned, an application has been filed on behalf of the petitioners, being I.A. 1 of 2008, praying for leave to withdraw the same.

Having heard Mr. Ramachandran in support of the application, the same is allowed. SLP(C)NO.7533 of 2007 be dismissed as withdrawn.

As far as SLP(C)No.7664 of 2007 is concerned, it

appears that the only grievance with the petitioners can have with regard to the impugned order is an observation which has been made in the judgment, which though, prima facie in nature, has not been indicated as such. However, in paragraph 14 of the judgment, it has been mentioned that the petitioners would be entitled to raise the question regarding their liability in relation to the claim of the complainants.

We, therefore, dispose of the SLP(C)No.7664 of 2007, by indicating that the observations made in the last portion of paragraph 11 must be held to be prima facie and will not in any way preclude the petitioner

from taking all points, as it may be entitled to, in law.

(Sheetal Dhingra) (Juginder Kaur)  
Court Master Court Master