

ITEM NO.25

COURT NO.1

SECTION IX

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(s).28716/2012

(From the judgement and order dated 15/09/2012 in WP No.8800/2012 of The HIGH COURT OF BOMBAY)

M/S MSS FOOD PROCESSORS

Petitioner(s)

VERSUS

STATE OF MAHARASHTRA & ORS.

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned Judgment and prayer for interim relief and office report)

WITH S.L.P.(C)...CC NO.17945 of 2012

(With appln.(s) for permission to file SLP and prayer for interim relief and office report)

S.L.P.(C)...CC NO. 17992 of 2012

(With appln.(s) for permission to file SLP and office report)

Date: 08/10/2012 These Petitions were called on for hearing today.

CORAM : HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR  
HON'BLE MR. JUSTICE J. CHELAMESWAR

For Petitioner(s) Mr. Mukul Rohatgi, Sr. Adv.  
Ms. Indu Malhotra, Sr. Adv.  
Mr. Vikas Singh, Sr. Adv.  
Mr. Sanjeev Sachdeva, Sr. Adv.  
Mr. Saurabh Kirpal, Adv.  
Mr. Sanjay Agarwal, Adv.  
Dr. G.K. Sarkar, Adv.  
Ms. Malabika Sarkar, Adv.  
Mr. V.K. Jain, Adv.  
Mr. Nikhil Jain, AOR

For Respondent(s) Mr. Vishnu Behari Tewari, Adv.  
Mr. Raj Kishor Choudhary, Adv.  
Mr. Sukumar, Adv.  
Mr. Ravi Kumar Tomar, AOR

For State of Maharashtra Mr. Sanjay V. Kharde, Adv.  
Ms. Asha Gopalan Nair, Adv.

For Intervenors- Mr. R.S. Suri, Sr. Adv.  
Action Council Mr. Gurvinder Suri, Adv.  
Against Tobacco Ms. Pallavi Tayal, Adv.  
Mr. Rahul Malhotra, Adv.  
Mr. Amit Lamba, Adv.

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

Permission to file the special leave petition is granted.  
Issue notice.

Since Mr. Vishnu Behari Tewari, learned counsel is appearing for the respondent Nos.3 and 4 in S.L.P.(C) Nos...CC 17945 and 17992 of 2012, service of notice on the said respondents is dispensed with. Let the State of U.P. and other respondents be served in the

usual course and also through its learned Standing Counsel.

Similarly, in S.L.P. (C) No.28716 of 2012, since Mr. Sanjay V. Kharde, learned counsel, has appeared for the State of Maharashtra and its authorities, being respondent Nos.1, 2 and 3, service on the said respondents is dispensed with. Let the other respondents be served, both in the usual course and also by way of Dasti service.

Action Council Against Tobacco, India, which had been permitted to intervene in the matter before the High Court, is also permitted to intervene in these present proceedings.

The respondents will be entitled to file their respective counter affidavits to the special leave petition in all these special leave petitions, within two weeks. Rejoinder, if any, may be filed within two weeks thereafter.

List the matter immediately after four weeks.

In the meantime, the proceedings before the Allahabad High Court shall remain stayed.

|(Chetan Kumar)  
|Court Master

| |(Juginder Kaur)  
| |Assistant Registrar

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