

ITEM NO.48

COURT NO.3

SECTION XVI

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). 2570 OF 2010

STATE OF BIHAR & ORS.

Appellant (s)

VERSUS

BIHAR SUGAR MILLS & ORS.

Respondent(s)

(Prayer for interim relief)

WITH

C.A.No.3181/2010
[STATE OF BIHAR & ORS. Vs. M/S TIRUPATI SUGARS LTD.]
(WITH OFFICE REPORT)

C.A.No.3182/2010
[STATE OF BIHAR & ORS. Vs. M/S M.P.CHINI INDUSTRIES LTD.]
(WITH OFFICE REPORT)

C.A.No.3183/2010
[STATE OF BIHAR & ORS. Vs. M/S HARINAGAR SUGAR MILLS LTD.]
(WITH OFFICE REPORT)

C.A.No.3184/2010
[STATE OF BIHAR & ORS. Vs. M/S BHARAT SUGAR MILLS]
(WITH OFFICE REPORT)

C.A.No.3185/2010
[STATE OF BIHAR & ORS. Vs. M/S NEW SWADESHI SUGAR MILLS]
(WITH OFFICE REPORT)

C.A.No.3186/2010
[STATE OF BIHAR & ORS. Vs. M/S INDIAN OIL CORP. LTD.]
(WITH OFFICE REPORT)

C.A.No.3187/2010
[STATE OF BIHAR & ORS. Vs. M/S INDIAN OIL CORP.LTD.]
(WITH OFFICE REPORT)

C.A.No.3188/2010
[STATE OF BIHAR & ORS. Vs. M/S HARINAGAR SUGAR MILLS LTD.]
(WITH OFFICE REPORT)

C.A.No.3189/2010
C.A. No. 2570 of 2010

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[STATE OF BIHAR & ORS. Vs. M/S RIGA SUGAR CO. LTD.]
(WITH OFFICE REPORT)

C.A.No.3190/2010
[STATE OF BIHAR & ORS. Vs. M/S RIGA SUGAR CO.LTD.]
(WITH OFFICE REPORT)

C.A.No.3191/2010

[STATE OF BIHAR & ORS. Vs. M/S NEW SWADESHI SUGAR MILLS]
(WITH OFFICE REPORT)

C.A.No.3193/2010
[STATE OF BIHAR & ORS. Vs. M/S INDIAN OIL CORP. LTD.]
(WITH OFFICE REPORT)

C.A.No.3194/2010
[STATE OF BIHAR & ORS. Vs. M/S INDIAN OIL CORP. LTD.]
(WITH OFFICE REPORT)

C.A.No.3195/2010
[STATE OF BIHAR & ORS. Vs. HARINAGAR SUGAR MILLS LTD.]
(WITH OFFICE REPORT)

C.A.No.3196/2010
[STATE OF BIHAR & ORS. Vs. M/S INDIAN OIL CORP. LTD.]
(WITH OFFICE REPORT)

C.A.No.3197/2010
[STATE OF BIHAR & ORS. Vs. M/S M.P. CHINI INDUSTRIES LTD.]
(WITH OFFICE REPORT)

C.A.No.3198/2010
[STATE OF BIHAR & ORS. Vs. M/S HARINAGAR SUGAR MILLS LTD.]
(WITH OFFICE REPORT)

C.A.No.3199/2010
[STATE OF BIHAR & ORS. Vs. M/S HARINAGAR SUGAR MILLS LTD.]
(WITH OFFICE REPORT)

C.A.No.3200/2010
[STATE OF BIHAR & ORS. Vs. M/S HARINAGAR SUGAR MILLS LTD.]
(WITH OFFICE REPORT)

C.A.No.3201/2010
[STATE OF BIHAR & ORS. Vs. BIHAR SUGAR MILLS & ORS.] (WITH OFFICE
REPORT)

C.A.No.3202/2010
[STATE OF BIHAR & ORS. Vs. M/S M.P. CHINI INDUSTRIES LTD.]
(WITH OFFICE REPORT)

C.A. No. 2570 of 2010

C.A.No.3203/2010
[STATE OF BIHAR & ORS. Vs. M/S BHARAT SUGAR MILLS]
(WITH OFFICE REPORT)

C.A.No.3204/2010
[STATE OF BIHAR & ORS. Vs. M/S HARINAGAR SUGAR MILLS LTD.]
(WITH OFFICE REPORT)

C.A.No.3205/2010
[STATE OF BIHAR & ORS. Vs. M/S RIGA SUGAR CO. LTD.]
(WITH OFFICE REPORT)

C.A.No.3206/2010
[STATE OF BIHAR & ORS. Vs. M/S M.P. CHINI MILLS LTD.]
(WITH OFFICE REPORT)

C.A.No.3207/2010
[STATE OF BIHAR & ORS. Vs. M/S RIGA SUGAR CO. LTD.]
(WITH OFFICE REPORT)

C.A.No.3209/2010
[STATE OF BIHAR & ORS. Vs. M/S M.P. CHINI INDUSTRIES LTD.]
(WITH OFFICE REPORT)

C.A.No.3210/2010
[STATE OF BIHAR & ORS. Vs. M/S INDIAN OIL CORP. LTD.]
WITH OFFICE REPORT)

[ONLY PRAYER FOR INTERIM RELIEF IN ALL THE MATTERS IS LISTED]

Date: 02/01/2012 These Appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI
HON'BLE MR. JUSTICE DIPAK MISRA

For Appellant(s)
For State in all
appeals
Mr. Ranjit Kumar, Sr. Adv.
Mr. Gopal Singh, Adv.
Mr. Manish Kumar, Adv.

For Respondent(s)
For Rrs 1-2 in Ca 2570 &
sole rr in CA 3183,3185,
3188, 3191, 3195, 3198,
3199, 3200, 3204 & rrs
C.A. No. 2570 of 2010

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1-2 in CA 3201
Mr. Praveen Kumar, Adv.
Mr. Ramesh Agarwal, Adv.
Ms. Dhun Chhapgar, Adv.

For rrs 3-7 & 10 in CA2570,
sole rr in CA 3181 &
rr 6 in CA 3201
Mr. Samir Ali Khan, Adv.

For sole rr in CA 3186,
3187, 3193, 3194, 3196 &
3210
Mr. D.P. Pal, Sr. Adv.
Mr. K.V. Mohan, Adv.
Mr. Amar Nath Sen, Adv.

For rr 10 in CA 3201 Mr. Nirnimesh Dube, Adv.

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

C.A. No. 2570 of 2010

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Mr. D.P. Pal, learned Senior Counsel
appearing for the Indian Oil corporation submits
that the Indian Oil Corporation Limited has
already deposited Rs. 10 Crores and h
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undertakes to file a proper affidavit to tha

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effect. Let the affidavit be filed within
period of four weeks.

Other respondents are also permitted to file
similar affidavits within the aforesaid period.
Rejoinder thereto, if any, be filed within two
weeks thereafter.

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Mr. Pal has also drawn our attention to the
Notification dated 14th January, 2011 issued by
the Government of Bihar according to which Indian
Oil Corporation has now been exempted fro
payment of electricity duty on electrical energy
generated by Generator or Captive Plants for self
consumption only.

List the matters after six weeks.

[KALYANI GUPTA]
COURT MASTER

[INDU SATIJA]
COURT MASTER