

IN THE SUPREME COURT OF INDIA
[CIVIL APPELLATE JURISDICTION]

CIVIL APPEAL NO(s). 2943 OF 2006

N.D.M.C.Appellant

VERSUS

TATA MOTORS LTD. & ORS.Respondents

WITH Civil Appeal NO. 2944 of 2006

O R D E R

Heard.

Having regard to the peculiar facts and circumstances of the case, we are satisfied that interest of justice shall be sub-served if New Delhi Municipal Council is not required to refund an amount of Rs.31,40,152.00 and the Tata Motors Limited (respondent in Civil Appeal No. 2943/2006 and appellant in Civil Appeal No. 2944/2006) do not claim any refund from them out of the amount of Rs.50,00,000.00 deposited by them pursuant to the interim order dated July 15, 2005 passed by the Division Bench of Delhi High Court.

We record the statement of Mr. Pallav Sishodia, learned senior counsel for Tata Motors Limited, that the company, as per the impugned order have been paying electricity charges in the category of non-domestic use for the four flats (F-101, F-201, E-501 and C-601), Gauri Sadan, 5, Haily Road, New Delhi.

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The appeals are disposed of accordingly.
No costs.

.....J
[R.M. LODHA]

.....J
[SURINDER SINGH NIJJAR]

New Delhi;
April 20, 2011.

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ITEM NO.107

COURT NO.14

SECTION XIV

