

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)...../2006

(CC 1024/2006)

(From the judgement and order dated 13/05/2003 in WP 1807/2002 and LPA No. 427/2003 of the HIGH

COURT OF M.P AT JABALPUR)

M.P. STATE ELECTRICITY BOARD

Petitioner(s)

VERSUS

BINA POWER SUPPLY CO. LTD. & ORS.

Respondent(s)

(With appln(s) for c/delay in filing SLP, permission to submit additional document(s) and office report )

Date: 10/02/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE C.K. THAKKER

For Petitioner(s)

Mr. C.S. Vaidyanathan, Sr.Adv.

Mr. Sakesh Kumar, Adv.

Mr. Rohit K. Singh, Adv.

Mr. Dharmendra Kumar Sinha,Adv.

For Respondent No.1:

Mr. F.S. Nariman, Sr.Adv.

Mr. Bharat Sangal,Adv.

Ms. Sangeeta Panicker, Adv.

Mr. R.R. Kumar, Adv.

Mr. Samyadip Chatterjee, Adv.

Mr. Sachin Chandrana, Adv.

UPON hearing counsel the Court made the following

O R D E R

Learned counsel for the parties submit that without going

into the question of remedy of letters patent appeal being available or not in view of the

Madhya Pradesh Uchcha Nyayalaya (Letters Patent Appeals Samapti) Adhiniyam, 1981,

this Court may examine the correctness of the order of learned Single Judge dated 13th

May, 2003. Having regard to the nature of the controversy, we accede to the joint

request.

...2/-

-2-

Delay in filing the special leave petition is condoned.

Issue notice, returnable after four weeks.

Mr. Bharat Sangal, Advocate, accepts notice for respondent No.1.

Respondent No.1 may file counter within two weeks. Rejoinder be filed within two weeks thereafter.

Notice to go to the remaining respondents. Dasti service, in addition, is

permitted. The petitioner will ensure service on the said respondents.

Interim order granted by the High Court to continue till further orders.

The matter is adjourned for five weeks.

(N. Annapurna)

Court Master

(V.P. Tyagi)

Court Master