

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 3821 OF 2007

M/S NAIR COAL SERVICES LTD.

... Appellant

VERSUS

UNION OF INDIA & ORS.

... Respondents

O R D E R

Special leave petition was filed in which leave was granted against the interim order dated 02.03.2006 in the writ petition directing the appellant herein to deposit the amount as ordered by the Tribunal. The Tribunal had directed the appellant to deposit 50% of the amount of demand.

Mr. Shekhar Naphade, learned senior counsel appearing for the appellant, has stated at the Bar that after the aforesaid order was passed, the appeal was heard on merits by the Commissioner (Appeals) but the same was dismissed. Against the order of the Commissioner (Appeals), the appellant filed appeal before the Tribunal which is still pending before it and in the meantime the Tribunal has granted stay of recovery to the appellant.

Since the Tribunal itself has granted the stay, the present appeal is rendered infructuous and is dismissed as such.

....., J.
[A.K. SIKRI]

Signature Not Verified

Digitally signed by
ASHWANI KUMAR
Date: 2015.10.16

....., J.

[ROHINTON FALI NARIMAN]

17:07:24 IST

Reason: New Delhi;
October 07, 2015.

C.A. No. 3821/2007

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ITEM NO.120

COURT NO.14

SECTION III

S U P R E M E C O U R T O F
R E C O R D O F P R O C E E D I N G S

I N D I A

Civil Appeal No. 3821/2007

M/S NAIR COAL SERVICES LTD.

Appellant(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With appln. (s) for modification of Court's order)

Date : 07/10/2015 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. SIKRI
HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Appellant(s)

Mr. Shekhar Naphade, Sr. Adv.
Mr. Gagan Sanghi, Adv.
Mr. Rameshwar Prasad Goyal, Adv.

For Respondent(s)

Mr. A. K. Sanghi, Sr. Adv.
Mr. Rupesh Kumar, Adv.
Mr. Shankar Divate, Adv.
Mr. Jitin Singhal, Adv.
Mr. B. Krishna Prasad, Adv.

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

The appeal is dismissed as having become infructuous
in terms of the signed order.

In view thereof, application, if any, pending is
disposed of.

(Nidhi Ahuja)
COURT MASTER

(Renu Diwan)
COURT MASTER

[Signed order is placed on the file.]