

OUT TODAY

ITEM NO.MM-B

COURT NO.9

SECTION IX

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

RECORD OF PROCEEDINGS

I.A.No.2 In & Petition(s) for Special Leave to Appeal (Civil)

No(s).7078/2006

(From the judgement and order dated 02/03/2006 in AP No. 459/2004 of The HIGH COURT OF BOMBAY)

JINDAL VIJAYANAGAR STEEL (JSW STEEL LTD)

Petitioner(s)

VERSUS

JINDAL PRAXAIR OXYGEN CO. LTD.

Respondent(s)

Date: 11/07/2006 This Petition was mentioned today.

CORAM :

HON'BLE Dr. JUSTICE AR. LAKSHMANAN

HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA

For Petitioner(s)

Mr.Manu Nair, Adv.

Mr.Mark D'Souza, Adv.

For M/S Suresh A. Shroff & Co.,Adv.

For Respondent(s)

Mr.Syed Naqvi, Adv.

Ms.Smieetaa Inna, Adv.

Ms. Asha Gopalan Nair,Adv.

UPON being mentioned the Court made the following

O R D E R

By consent of both parties, this Court has already fixed the matter for final disposal on

27.07.2006. It now transpires from I.A.No.2 of 2006 that the petitioner should be required to file the

affidavit in reply on merits before the Bombay High Court. If that dire

ction is complied with, the

petitioner would be deemed to have submitted to the jurisdiction of the High Court. Since the matter

is pending in this Court, we direct the petitioner not to file the affidavit in reply on merits till the

disposal of this Special Leave Petition. In view of this Order, the petitioner shall request the High

Court to adjourn the hearing and to await the final disposal of the SLP pending in this Court.

Post the matter for final disposal on 27.07.2006 before the appropriate Bench.

(Satish K. Yadav)

Court Master

(Phoolan Wati Arora)

Court Master

(Copy of the order be given to the parties today itself)