

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s).7880-7881/2009

(From the judgement and order dated 18/03/2009 in Misc.Case No. 3281/2009 in WP No.4143/2009 & Order dated 24/03/2009 in Misc.Case No.3615/2009 in WP No. 4143/2009 of the HIGH COURT OF ORISSA AT CUTTACK)

BBN TRANSPORTATION (P) LTD.& ORS.

Petitioner(s)

VERSUS

PRUTHWIRAJ PATTNAIK & ORS.

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned Judgment and permission to file additional documents and for urging addl. facts and grounds and with prayer for interim relief)

Date: 13/04/2009 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.H. KAPADIA  
HON'BLE MR. JUSTICE AFTAB ALAM

For Petitioner(s) Mr. R.F. Nariman, Sr.Adv.  
Mr. Mukul Rohtagi, Sr.Adv.  
Ms. Ranjana Gawai, Adv.  
Ms. Vasudha Sen, Adv.  
Mr. Narhari Singh, Adv.  
Mr. Sorav Kirpal, Adv.  
Mr. Vikas Mehta, Adv.

For Respondent(s) Mr. Ranjit Kumar, Sr.Adv.  
No.1: Mr. Senthil Jagadeesan, Adv.

R.No.7: Mr. Harish N. Salve, Sr.Adv.  
Mr. Shiv Prakash Pandey, Adv.  
Mr. Deepak jain, Adv.  
Mr. Anil Kausik, Adv.  
Ms. Mary Mitzy, Adv.  
Mr. Gopal Singh Chauhan, Adv.

For SEBI: Mr. G.E.Vahanvati, S.G.

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UPON hearing counsel the Court made the following  
ORDER

In our view, the High Court should not have entertained the Writ Petition in this case.

However, to put an end to the controversy, we are directing Shri Pruthwiraj Pattnaik, respondent No.1 herein, to move SEBI for interim relief in the course of today. If such an application is made in the course of the day, SEBI will decide the matter on or before 15th April, 2009 (inclusive).

The petitioner herein to take notice and file a caveat, if so advised, before SEBI.

We are directing the petitioner herein to give the details of the Company, its Chairman and its offers to Shri G.E. Vahanvati, learned Solicitor General appearing for SEBI, within one hour today so as to enable him to communicate this order to SEBI.

We express no opinion on the merits of the case.

We further give liberty to respondent No.1 to move an ad-interim application before SEBI in the course of today and seek appropriate reliefs in the context of de-matted shares.

Special Leave Petitions are disposed of accordingly.

(N. ANNAPURNA)  
COURT MASTER

(MADHU SAXENA)  
COURT MASTER

Note: Copy of the Order be given today itself.