

ITEM NO.102

COURT NO.8

SECTION IV

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

Civil Appeal No.5178/2002

H.P. COTTON TEXTILES MILLS LTD. & ANR.

Appellant(s)

VERSUS

STATE OF HARYANA & ORS.

Respondent(s)

WITH

C.A. No. 550/2004 (IV)

C.A. No. 5171/2002 (IV)

Date : 12-09-2017 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.K. AGRAWAL

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

For Appellant(s) Mr. Harin P. Raval, Sr. Adv.
 Mr. Anil Agarwalla, Adv.
 Ms. Neha Sharma, Adv.
 Mr. Varun Kapoor, Adv.
 Mr. V.N. Raghupathy, AOR
 Mr. K.V. Vijaya Kumar, AOR

Ms. Priya Puri, AOR
Mr. Swatantra Rai, Adv.
Mr. Vibhav Srivastava, Adv.
Mr. Vijay Sharma, Adv.

For Respondent(s) Mr. Piyush Hans, Adv.
 Mr. Anil Grover, Adv.
 Mr. Arun Tewatia, Adv.
 Mr. Sanjay Kumar Visen, AOR

Mr. Ugra Shankar Prasad, AOR

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

We have heard the contentions made by learned Senior counsel appearing for the appellants that the appellants have been granted licence by the Central Government under the provisions of the Industrial Development Regulation Act 1951 and, therefore, the

State Government has no power/legislative competence to enact laws imposing fee on industrial products.

We may mention here that this matter has been referred to a Larger Bench of Nine Judges in *Mineral Area Development Authority & Ors. v. Steel Authority of India and Ors.* Reported in (2011) 4 SCC 450 and has not yet been decided.

We, therefore, defer the hearing of these appeals and direct the matters to be listed after the judgment of the Larger Bench is delivered.

(ASHA SUNDRIYAL)
COURT MASTER

(CHANDER BALA)
COURT MASTER