

ITEM NO.1

COURT NO.3

SECTION XIV

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

Petition(s) for Special Leave to Appeal (C) No(s). 7360/2022

(Arising out of impugned final judgment and order dated 25-02-2022 in ARBP No. 1098/2021 passed by the High Court Of Delhi At New Delhi)

NTPC LTD.

Petitioner(s)

VERSUS

TALAIPALLI COAL MINING PVT. LTD.

Respondent(s)

Date : 27-07-2022 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE J.B. PARDIWALA

For Petitioner(s) Mr. Vikas Singh, Sr. Adv.
Mr. Puneet Taneja, AOR
Mr. Mritunjay Singh, Adv.
Mr. Manmohan Singh Narula, Adv.
Ms. Laxmi Kumari, Adv.

For Respondent(s) Mr. Parag P. Tripathi, Sr. Adv.
Mr. Atul S. Mathur, Adv.
Mr. Prabal Mehrotra, Adv.
Mr. Umang Katariya, Adv.
Ms. Nishika Bajapi, Adv.
Ms. Misha Rohtagi, Adv.
M/S. Khaitan & Co., AOR

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

Issue notice.

Mr. Puneet Taneja, learned counsel waives notice for the respondent.

Counter affidavit by the respondent be filed within two weeks from today. Thereafter, rejoinder

affidavit, if any, by the petitioner may be filed within one week.

List the matter after three weeks.

It is brought to our notice that despite the pendency of this proceedings before this Court the matter proceeded before the Arbitral Tribunal and it has also imposed costs vide order dated 19th July, 2022.

Mr. Parag M. Tripathi, learned senior counsel appearing for the respondent, on instructions, in all fairness, submits that his client will not insist for payment of costs until final orders are passed by this Court, despite the order dated 19th July, 2022 passed by the Arbitral Tribunal.

He further submits that the respondent is willing to move a joint application if the petitioner so agrees for adjournment of the hearing before the Arbitral Tribunal by circulation. The petitioner through counsel agrees to join such application by circulation. We place this statement on record.

(NEETU KHAJURIA)
ASTT. REGISTRAR-cum-PS

(VIDYA NEGI)
ASSISTANT REGISTRAR