

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(s). 5459 OF 2004

UNION OF INDIA

Appellant (s)

VERSUS

M/S. COSMOS LINK NETWORK PVT. LTD. & ANR

Respondent(s)

(With appln(s) for stay)

Date: 24/09/2010 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MR. JUSTICE T.S. THAKUR

For Appellant(s) Mr. T.S. Doabia, Sr. Adv.
 Ms. Kiran Bhardwaj, Adv.
 Ms. Shweta Verma, Adv.
 Mr. A.K. Sharma, Adv.
 Mr. Shreekant N. Terdal, Adv.

For Respondent(s) Mr. Jitendra Sharma, Sr. Adv.
 Mr. Manoj Swarup, Adv.
 Mr. Ankit Swarup, Adv.

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

The Appeal is dismissed in terms of the signed order.

(Rajesh Dham)
Court Master

(Indu Satija)
Court Master

(signed order is placed on the file)
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO(s). 5459 OF 2004

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M/S. COSMOS LINK NETWORK PVT. LTD. & ANR

Respondent(s)

O R D E R

Heard the learned counsel for the parties.

This Appeal has been filed against the impugned judgment of the Telecom Disputes Settlement & Appellate Tribunal, New Delhi dated 04.02.2004.

The facts of the case have already been set out in the impugned judgment and hence we are not repeating the same

here.

Having gone through the impugned judgment, we are of the opinion that the appreciation of material on record and the legal inferences drawn from the same are unexceptionable and does not call for our interference.

We direct that the amount deposited in this Court shall stand released in favour of the respondents after deducting 5% out of the same, which 5% together with interest accrued thereon shall be refunded to the appellant. Appeal dismissed.

.....J.
(MARKANDEY KATJU)

.....J.
(T.S. THAKUR)

NEW DELHI
SEPTEMBER 24, 2010.