

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

Petition(s) for Special Leave to Appeal (Civil)...../2013
CC 8417/2013

(From the judgement and order dated 04/04/2013 in LPA No.189/2013, of The
HIGH COURT OF DELHI AT N. DELHI)

BHARTI AIRTEL LTD. Petitioner(s)

VERSUS

UNION OF INDIA & ANR. Respondent(s)

(for permission to file SLP without c/copy as well as plain copy of
impugned order and exemption from filing c/copy as well as plain copy of
the impugned order and impleadment as party respondent and intervention and
with prayer for interim relief and office report)

Date: 11/04/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE VIKRAMAJIT SEN

For Petitioner(s) Dr. Abhishek Manu Singhvi, Sr. Adv.
Mr. Soli J.Sorabjee, Sr. Adv.
Mr. C.D. Singh, AOR
Mr. Gopal Jain, Adv.
Mr. Sunny Chowdhry, Adv.
Mr. Anshuman Shrivastava, Adv.
Ms. Sakshi Kakar, Adv.
Mr. Kunal Kaul, Adv.
Mr. Aman Avinav, Adv.
Mr. Gaurav Singh, Adv.
Mr. Ankur Sood, Adv.
Ms. Ayesha Chowdhary, Adv.
Mr. Abhimanyu Pratap Singh, Adv.

For Respondent(s) Mr. Mukul Rohatgi, Sr. Adv.
R.2 Ms. Ranjeeta Rohtagi, AOR
Mr. Mahesh Agarwal, Adv.

UOI/DOT Mr. Goolam E. Vahanvati, A.G.
R.1 Mr. Paras Kuhad, ASG.
Mr. Ritin Rai, Adv.
Mr. Ritesh Kumar, Adv.
Mr. Jitin Chaturvedi, Adv.
Mr. Shalaj Mridul, Adv.
Mr. D.S. Mahra, AOR

/applicants-(IA3) Mr. C.A. Sundaram, Sr. Adv.
Vodafone Digilink Mr. Maninder Singh, Sr. Adv.
Ltd. Mr. Sanjeev Kumar, Adv.
Mr. Ashish P., Adv.
Ms. Shikha Saran, Adv.
Mr. Vijay Soundhi, Adv.
Mr. Manjul Vajpai, Adv.
Mr. Subramonium Prasad, AOR

Idea Cellular Ltd. Mr. Soli J.Sorabjee, Sr. Adv.
Mr. Ajay Bhargava, Adv.
Ms. Vanita Bhargava, Adv.
Mr. Karun Mehta, Adv.
Mr. Nitin Mehra, Adv.
Mr. Aseem Chaturvedi, Adv.
for M/s. Khaitan & Co.,Adv.

/impleader/
BSNL Mr. Mohan Parasaran, ASG.
Mr. Atul Y.Chitale, Sr. Adv.
Ms. Sanyukta Mukherjee, Adv.
Mrs. Suchitra A.Chitale, Adv.

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

1. Permission to file Special Leave Petition is granted.
2. Issue notice.
3. Since both the respondents are duly represented, service of notice on the said respondents is dispensed with.
4. The respondents will be entitled to file their respective counter affidavits to the Special Leave Petition within two weeks; rejoinder, thereto, if any, may be filed within a week thereafter.
5. List the matter after four weeks (9th May, 2013).
6. It appears that applications have also been made on behalf of certain interested parties for impleadment/intervention, being IA Nos.3 and 4 of 2013, filed by Vodafone Digilink Ltd., Vodafone East Ltd.& Vodafone Cellular Ltd., applicants through its AOR, Mr. Subramonium Prasad and Idea Cellular Ltd., through M/s.Khaitan & Co.,AOR, respectively.
7. It has also been submitted by the learned Solicitor General, that BSNL will also be filing an application for impleadment during the course of the day. Since the interests of the applicants appear to be common with that of the special leave petitioner, such applications for impleadment are allowed.
8. Let the applicants be added as respondents to the present Special Leave Petition.
9. As far as BSNL is concerned, if an application for impleadment is filed, the same will also stand allowed and BSNL shall also be added as a respondent in the proceedings.
10. The directions regarding filing of affidavits will apply equally to the added respondents.
11. In the meantime, the petitioner shall not extend the facilities available to any new customer on the basis of the Intra Circle Roaming Arrangements.
12. Subject to the aforesaid condition, no coercive steps shall be taken on the basis of impugned Demand Notice.
13. Let the matter be listed on the returnable date, at the top of the list, for final hearing.

|(Sheetal Dhingra)
|AR-cum-PS

|(Juginder Kaur)
|Assistant Registrar