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SLP(C)No. 10136 OF 2003

ITEM No.58

Court No. 3

SECTION XI

A/N MATTER

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 (Civil) No.10136/2003

(From the judgement and order dated 23/05/2003 in CMWP 12599/03
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

M/S. CHOUDHARY ASSOCIATES

Petitioner (s)

VERSUS

M/S. HARIHAR CONTRACTORS & ORS.

Respondent (s)

(With prayer for interim relief)

(With Appln(s). for exemption from filing c/c of the impugned Judgment
and exemption from filing O.T.)

With SLP(C)No.10353/2003

IA 3,4 and 5 (Appln. for direction, exemption from filing official
translation and for permission to accept the bid)

Date : 01/03/2003 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N. SANTOSH HEGDE

HON'BLE MR. JUSTICE B.P. SINGH

For Petitioner (s)Mr. P. Chidambaram,Sr.Adv.

Mr. Uday U. Lalit,Adv.

Mr. Joseph Pookkatt,Adv.

Mr. Prashant Kumar,Adv.

For Respondent (s)Mr. M.L. Verma,Sr.Adv.

Ms. Rachna Gupta,Adv.

Mr. Ashok K. Srivastava,Adv.

UPON hearing counsel the Court made the following

O R D E R

Pursuant to the interim order made by this court it is stated that the State has called for fresh bids and in the fresh auction the

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respondent M/s Chaudhary Associates' bid was the highest. If that be so, that bid may be accepted. Learned counsel for the petitioner M/s Harihar Contractors submits that pursuant to its bid, the party has deposited a sum of Rs.2,25,95,000/-. If so, the said amount shall be refunded back to the M/s Harihar Contractors within four weeks. The value of the stamp duty paid by M/s Chaudhary Associates pursuant to the earlier agreement will be adjusted towards the stamp duty required for the fresh agreement. The Special Leave petitions are disposed of.

(Ganga Thakur)

(Prem Prakash)

PS to Registrar

Court Master

