

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS  
WRIT PETITION (CIVIL) NO(s). 251 OF 2011

BHAVESH GUNVANTLAL SHAH

Petitioner(s)

VERSUS

UNION OF INDIA & ANR. Respondent(s)  
(With appln(s) for stay and modification/recalling of court's  
order and with office report)

WITH

W.P(C)No.252/2011  
(With Appl.(s) for stay and with office report),

W.P(C)No.293/2011  
(With Appl.(s) for stay and with office report),

W.P(C)No.306/2011  
(With Appl.(s) for stay and with office report),

W.P(C)No.338/2011  
(With Appl.(s) for stay and with office report),

W.P(C)No.378/2011(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.375/2011(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.484/2011(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.529/2011(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.531/2011(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.5/2012(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.48/2012(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.97/2012(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.103/2012(S.X)  
(With Appl.(s) for stay and with office report),

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:2:

W.P(C)No.111/2012(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.123/2012(S.X)  
(With Appl.(s) for stay and withdrawal of writ petition and with  
office report),

W.P(C)No.122/2012(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.136/2012(S.X)  
(With Appl.(s) for stay and directions and with office report),

W.P(C)No.199/2012(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.248/2012(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.249/2012(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.250/2012(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.271/2012(S.X)  
(With Appl.(s) for stay and directions and with office report),

W.P(C)No.291/2012(S.X)  
(With Appl.(s) for ex-Parte stay and with office report),

W.P(C)No.293/2012(S.X)  
(With Appl.(s) for ex-Parte stay and with office report),

SLP(C)No.18732-18733/2012(S.IVA)  
(With Prayer for Interim Relief and Office Report),

W.P(C)No.386/2012(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.369/2012(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.371/2012(S.X)  
(With Appl.(s) for ex-Parte stay and with office report),

W.P(C)No.460/2012(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.461/2012(S.X)  
(With Appl.(s) for stay and with office report),

...3/-

:3:

SLP(C)No.24276/2012(S.IVA)  
(With Prayer for Interim Relief and Office Report),

W.P(C)No.490/2012(S.X)  
(With Appl.(s) for stay and vacating stay and with office report),

W.P(C)No.554/2012(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.521/2012(S.X)  
(With Appl.(s) for stay and vacating stay and with office report),

W.P(C)No.537/2012(S.X)  
(With Appl.(s) for stay and permission to file additional documents  
and with office report),

W.P(C)No.557/2012(S.X)  
(With Appl.(s) for stay and directions and with office report),

W.P(C)No.7/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.6/2013(S.X)  
(With Appl.(s) for stay and vacating stay and with office report),

W.P(C)No.36/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.37/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.51/2013(S.X)  
(With Appl.(s) for clarification of court's order and stay and with office report),

W.P(C)No.52/2013(S.X)  
(With Appl.(s) for stay and clarification of court's order and with office report),

W.P(C)No.58/2013(S.X)  
(With Appl.(s) for stay and clarification of court's order and with office report),

W.P(C)No.91/2013(S.X)  
(With Appl.(s) for stay and dismissing the W.P. as infructuous and with office report),

W.P(C)No.111/2013(S.X)  
(With Appl.(s) for stay and with office report),

...4/-

:4:

W.P(C)No.112/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.138/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.308/2011(S.X)  
(With Appl.(s) for stay and with office report),

SLP(C)No.7295-7298/2011(S.IVA)  
(With Office Report),

C.A.No.5681/2009(S.IX)  
(With Office Report),

C.A.No.5682/2009(S.IX)  
(With Prayer for Interim Relief and Office Report),

C.A.No.5683/2009(S.IX)  
(With Appl.(s) for vacating interim relief and with Prayer for Interim Relief and Office Report),

C.A.No.5674/2009(S.IX)  
(With Prayer for Interim Relief and Office Report),

C.A.No.5675/2009(S.IX)  
(With Prayer for Interim Relief and Office Report),

C.A.No.5684/2009(S.IX)  
(With Appl.(s) for directions and with Prayer for Interim Relief),

SLP(C)No.25929/2009(S.IX)  
(With Prayer for Interim Relief and Office Report),

SLP(C)No.25930/2009(S.IX)  
(With Prayer for Interim Relief and Office Report),

C.A.No.1468/2010(S.IV)  
(With Appl.(s) for vacating stay and exemption from filing O T),

C.A.No.4391/2010(S.XIA)  
(With Appl.(s) for permission to file counter affidavit and with office report),

C.A.No.7410/2010(S.IX),

W.P(C)No.318/2010(S.X)  
(With Appl.(s) for stay and with office report),

SLP(C)No.24309/2010(S.IX)

...5/-

:5:

W.P(C)No.40/2011(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.41/2011(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.61/2011(S.X)  
(With Appl.(s) for directions and permission to file counter affidavit and stay and with office report),

W.P(C)No.108/2011(S.X)  
(With Appl.(s) for stay and with office report),

C.A.No.2440/2011(S.IX)  
(With Appl.(s) for stay and directions and permission to file additional documents and vacating stay and with office report),

W.P(C)No.233/2011(S.X)  
(With Appl.(s) for stay and directions and with office report),

W.P(C)No.254/2011(S.X)  
(With Appl.(s) for stay and directions and with office report),

W.P(C)No.220/2011(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.191/2013(S.X)  
(With Appl.(s) for stay and vacation of ex-parte stay and with office report),

W.P(C)No.192/2013(S.X)  
(With Appl.(s) for stay and with office report),

SLP(C)No.29859/2010(S.IX)  
(With Appl.(s) for withdrawal and leave to place on record the subsequent developments and with Prayer for Interim Relief and Office Report),

W.P(C)No.201/2013(S.X)  
(With Appl.(s) for stay and with office report),

SLP(C)No.12916/2013(S.XIA)  
(With Prayer for Interim Relief and Office Report),

W.P(C)No.367/2011(S.X)  
(With Appl.(s) for directions and interim directions and directions and directions and with office report),

W.P(C)No.146/2013(S.X)  
(With Appl.(s) for stay and with office report),

...6/-

:6:

W.P(C)No.151/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.175/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.181/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.186/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.179/2013(S.X)  
(With Appl.(s) for stay and with office report),

SLP(C)No.17054/2013(S.IX)  
(With Prayer for Interim Relief and Office Report),

SLP(C)No.15634-15635/2013(S.IVA)  
(With Appl.(s) for c/delay in filing SLP and with office report),

W.P(C)No.233/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.236/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.238/2013(S.X)  
(With Appl.(s) for stay and with office report),

SLP(C)No.16149/2013(S.IX)  
(With Prayer for Interim Relief and Office Report),

W.P(C)No.250/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.248/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.253/2013(S.X)  
(With Appl.(s) for stay and vacating stay and with office report),

W.P(C)No.279/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.284/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.285/2013(S.X)  
(With Appl.(s) for stay and with office report),

...7/-

:7:

SLP(C)No.18775/2013(S.IX)  
(With Prayer for Interim Relief and Office Report),

SLP(C)No.18777/2013(S.IX)  
(With Prayer for Interim Relief and Office Report),

W.P(C)No.264/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.265/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.266/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.270/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.271/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.280/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.269/2011(S.X)  
(With Appl.(s) for stay and vacating stay and with office report),

W.P(C)No.353/2013(S.X) (With Appl.(s) for stay and with office  
report),

W.P(C)No.452/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.411/2011(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.469/2013(S.X)  
(With Office Report),

W.P(C)No.588/2013(S.X)  
(With Appl.(s) for stay and with office report),

SLP(C)No.22304-22305/2011(S.IX)  
(With Appl.(s) for exemption from filing c/c of the impugned  
Judgment and with office report),

SLP(C)No.21260/2011(S.IX)  
(With Appl.(s) for modification of Court's Order and interim Relief  
and with Prayer for Interim Relief and Office Report),

...8/-

:8:

SLP(C)No.24479-24480/2011(S.IX)  
(With Prayer for Interim Relief and Office Report),

SLP(C)No.30568/2012(S.IX)  
(With Prayer for Interim Relief and Office Report),

SLP(C)No.25126/2013(S.IX)  
(With Prayer for Interim Relief),

W.P(C)No.753/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.758/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.761/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.762/2013(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.800/2013(S.X)  
(With Appl.(s) for directions and with office report),

SLP(C)No.28507/2013(S.IX)  
(With Appl.(s) for c/delay in filing SLP and impleadment and  
Amendment of Cause Title and deletion of the name of respondent and  
vacating stay and impleadment and with office report),

SLP(C)No.28508/2013(S.IX)  
(With Appl.(s) for impleadment and Amendment of Cause Title and  
deletion of the name of respondent and vacating stay and with office  
report),

SLP(C)No.28509/2013(S.IX)  
(With Appl.(s) for c/delay in filing SLP and Amendment of Cause  
Title and deletion of the name of respondent and vacating stay and

impleadment and with office report),

SLP(C)No.15507/2013(S.IX)

(With Appl.(s) for directions and vacating stay and permission to file additional documents and interim Relief and vacating stay and with office report),

CONMT.PET(C)No.320/2013 In SLP(C)No.15507/2013(S.IX),

W.P(C)No.819/2013

(With Appl.(s) for stay),W.P(C)No.877/2013(S.X) (With Appl.(s) for directions and with office report),

...9/-

:9:

W.P(C)No.868/2013(S.X)

(With Appl.(s) for interim directions and directions),

SLP(C)No.29720/2013(S.IX)

(With Office Report),

SLP(C)No.29721/2013(S.IX)

(With Office Report),

SLP(C)No.35137/2013(S.IX)

(With Prayer for Interim Relief and Office Report),

W.P(C)No.1007/2013(S.X)

(With Appl.(s) for stay and with office report),

W.P(C)No.996/2013(S.X)

(With Appl.(s) for stay and vacating interim order and with office report),

W.P(C)No.1000/2013(S.X)

(With Appl.(s) for stay and vacating interim order and with office report),

W.P(C)No.1002/2013(S.X)

(With Appl.(s) for stay and vacating interim order and with office report),

W.P(C)No.1004/2013(S.X)

(With Appl.(s) for stay and vacating interim order and with office report),

W.P(C)No.1037/2013(S.X)

(With Appl.(s) for stay and directions and with office report),

W.P(C)No.1043/2013(S.X)

(With Appl.(s) for stay and with office report),

W.P(C)No.1044/2013(S.X)

(With Appl.(s) for stay and with office report),

W.P(C)No.1045/2013(S.X)

(With Appl.(s) for stay and with office report),

SLP(C)No.37897/2013(S.IX)

(With Prayer for Interim Relief and Office Report),

SLP(C)No.37965/2013(S.IX)

(With Prayer for Interim Relief and Office Report),

...10/-

:10:

W.P(C)No.33/2014(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.5/2014(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.10/2014(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.40/2014

SLP(C)No.13100/2013(S.IX)  
(With Appl.(s) for vacating interim relief and modification of  
Court's Order and with Prayer for Interim Relief and Office Report),

W.P(C)No.487/2012(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.120/2014(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.142/2014(S.X)  
(With Appl.(s) for ex-Parte stay and with office report),

W.P(C)No.168/2014(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.169/2014(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.208/2014(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.922/2013(S.X)  
(With Appl.(s) for directions and with office report),

W.P(C)No.240/2014(S.X)  
(With Appl.(s) for stay and with office report),

W.P(C)No.272/2014(S.X)  
(With Appl.(s) for ex-Parte stay and with office report)

Date: 24/04/2014 These cases were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR  
HON'BLE MR. JUSTICE A.K. SIKRI

...11/-

:11:

For Parties :

MR. ANIL KUMAR, ADV.

MR. SHREEKANT N. TERDAL, ADV.

MR. VIJAY KUMAR, ADV.

MR. SHIVAJI M. JADHAV, ADV.

MR. MATHEWS J. NEDUMPARA, ADV.

MR. S. SADASIVA REDDY, ADV.

MS. ROHINI M. AMIN, ADV.

MS. S.USHA REDDY,ADV.

MR. JAYANTH MUTH RAJ, ADV.

MRS. MALAVIKA J., ADV.

MR. SURESHAN P., ADV.

MR. VINAY NAVARE, ADV.  
MR. SATYAJEET KUMAR, ADV.  
MR. KESHAV RANJAN, ADV.  
MS. ABHA R. SHARMA, ADV.

MR. SATPAL SINGH, ADV.

MS. PRAVEENA GAUTAM, ADV.

MS. SUJATA KURDUKAR, ADV.

MR. CHINMOY KHALADKAR, ADV.  
MS. NEHA SHARMA, ADV.

MS. ASHA GOPALAN NAIR, ADV.

MR. JATIN ZAVERI, ADV.

MR. JAY SAVLA, ADV.

UOI MR. RAKESH KHANNA, ASG  
MS. RANJANA NARAYANAN, ADV.  
MS. SEEMA RAO, ADV.  
MS. RAGINI SINGH, ADV.  
MR. MOHIT NAGAR, ADV.  
MR. GAURAV SHARMA, ADV.  
MS. SUSHMA SURI, ADV.

...12/-

:12:

MR. BANKEY BIHARI SHARMA, ADV.

MR. ANIL KUMAR MISHRA, ADV.

MR. S. WASIM A. QADRI, ADV.

MR. ZAID ALI, ADV.

MR. LAKSHMI RAMAN SINGH, ADV.

MS. S. JANANI, ADV.

MR. GAURAV AGRAWAL, ADV.

MR. KULDEEP S. PARIHAR, ADV.

MR. H.S. PARIHAR, ADV.

MR. SHEKHAR NAPHADE, SR. ADV.

MR. CHINMOY KHALADKAR, ADV.

MR. ARJUN KRISHNAN, ADV.

MR. N.D.B. RAJU, ADV.

MRS. BHARATHI RAJU, ADV.

MR. N. GANPATHY, ADV.

MR. IRSHAD AHMAD, ADV.

MR. HARISH PANDEY, ADV.

MR. PIYUSH SHARMA, ADV.

MS. VIBHA DUTTA MAKHIJA, SR. ADV.

MR. SARAD KUMAR SINGHANIA, ADV.

MS. RASHMI SINGHANIA, ADV.

MR. AMAR DAVE, ADV.

MR. P.S. SUDHEER, ADV.

MR. RISHI MAHESWARI, ADV.

MS. KIRTI KUMAR, ADV.

MR. D. BHARAT KUMAR, ADV.  
MR. SAYOOJ MOHANDAS M. ADV.  
MR. ABHIJIT SENGUPTA, ADV.

MR. S. ARAVINDH, ADV.  
MR. A. LAKSHMI NARAYANAN, ADV.  
MR. SENTHIL JAGADEESAN, ADV.  
MS. SHUBADHA, ADV.

...13/-

:13:

MR. RAJESH MAHALE, ADV.  
MR. KRUTIN R. JOSHI, ADV.

MR. H.CHANDRA SEKHAR, ADV.

MS. RAJANI K. PRASAD, ADV.  
MS. N.ANNAPOORANI, ADV.

MS. ANAGHA S.DESAI, ADV.

MR. UDAY B.DUBE, ADV.

MR.SUNIL KUMAR VERMA, ADV.

MR. ANIRUDDHA P. MAYEE, ADV.

MR. NIKHIL NAYYAR, ADV.

MS. CHANDAN RAMAMURTHI, ADV.

MR. RAMESHWAR PRASAD GOYAL, ADV.

MR. ASHOK MATHUR, ADV.

FOR M/S. "COAC",

MR. JAYANT KUMAR MEHTA, ADV.

MR. NIRAJ SHARMA, ADV.

MR. K.L. TANEJA, ADV.

MR. M.T. GEORGE, ADV.

MR. RAMESH SINGH, ADV.  
MR. NIKHIL GOEL, ADV.  
MR. MARSOOK BAFAKI, ADV.  
MR. A.VENAYAGAM BALAN, ADV.

MR. PRATAP VENUGOPAL, ADV.  
MS. MEENAKSHI CHAUHAN, ADV.  
FOR M/S. K.J. JOHN & CO,

MR. PRADHUMAN GOHIL, ADV.  
MS. JAIKRITI S. JADEJA, ADV.  
MS. PRABUDDHA SHARMA, ADV.  
MS. CHARU MATHUR, ADV.

...14/-

:14:

FOR M/S. J.S. WAD & CO,

MR. VISHWAJIT SINGH, ADV.

MR. TAPESH KUMAR SINGH, ADV.

MR. RAJEEV MAHESHWARANAND ROY, ADV.

MR. AMOL CHITALE, ADV.

MS. PRAGYA BAGHEL, ADV.

MR. CHIRAG M.SHROFF, ADV.

MR. ABHISHEK SINGH, ADV.

MS. PRIYANKA RAI, ADV.

MR. ANIRUDH SANGANERIA, ADV.

MR. MUKUL KUMAR, ADV.

MR. P.K. MANOHAR, ADV.

MR. BASANT R., SR. ADV.

MR. C.K. SASI, ADV.

MR. D.M. NARGOLKAR, ADV.

MR. VIRAT KADAM, ADV.

MR. DIGANTA GOGOI, ADV.

MR. E.C. AGRAWALA, ADV.

MR. S.K. KULKARNI, ADV.

MR. ANKUR S. KULKARNI, ADV.

MR. ABHINAV MUKERJI, ADV.

MR. C.B. GURURAJ, ADV.

MR. B. SUBRAHMANYA PRASAD, ADV.

MR. SHAILESH, ADV.

MR. GARVESH KABRA, ADV.

MR. P.I. JOSE, ADV.

MR. ALOK K. PRASAD, ADV.

MR. VISHWANATH BAHUGUNA, ADV.

MR. YASH PAL DHINGRA, ADV.

MR. M.J. PAUL, ADV.

MR. NIKHIL GOEL, ADV.

...15/-

:15:

MR. HARIN P. RAVAL, SR. ADV.

MR. ABHIJAT P. MEDH, ADV.

MR. YADUNANDAN BANSAL, ADV.

MR. S. RAVI SHANKAR, ADV.

MR. V.N. RAGHUPATHY, ADV.

MR. M.Y. DESHMUKH, ADV.

MS. KAMAKSHI S. MEHLWAL, ADV.

MR. SHYAM DIVAN, SR. ADV.

MR. SANJAY KHARDE, ADV.

MR. AMOL NIRMALKUMAR SURYAWANSHI, ADV.

MR. RABIN MAJUMDER, ADV.

FOR M/S. TEMPLE LAW FIRM, ADV.

MS. HEMANTIKA WAHI, ADV.

MS. GARIMA PRASHAD, ADV.

MR. SIDDHESH KOTWAL, ADV.

MR. NIRNIMESH DUBE, ADV.

MR. DEVANSH A. MOHTA, ADV.

MR. SHISHIR DESHPANDE, ADV.

MR. AMIT YADAV, ADV.

MS. SUJATA KURDUKAR, ADV.

MR. PRAVIN SATALE, ADV.

MR. RAJIV SHANKAR DVIVEDI, ADV.

MR. MANOJ K.MISHRA, ADV.

MR. S.N. BHAT, ADV.

MR. SANJAY JAIN, ADV.

MR. RAVINDRA KESHAVRAO ADSURE, ADV.

MR. DEEPTAKIRTI VERMA, ADV.

MS. A. SUMATHI, ADV.

...16/-

:16:

MR. SUDHANSHU S.CHOUDHARI, ADV.

MR. MANISH PITALE, ADV.

MR. CHANDER SHEKHAR ASHRI, ADV.

MR. ASHOK K. MAHAJAN, ADV.

MR. RAKESH K. SHARMA, ADV.

FOR M/S. DUA ASSOCIATES, ADV.

MR. MOHIT KUMAR SHAH, ADV.

MR. SHRIRAM P. PINGLE, ADV.

MS. BHARTI TYAGI, ADV.

MR. D.S. MAHRA, ADV.

MR. KRISHNAN VENUGOPAL, SR. ADV.

MR. LALIT BHASIN, ADV.

MS. NINA GUPTA, ADV.

MR. MUDIT SHARMA, ADV.

MR. P.V. YOGESWARAN, ADV.

MR. PARVEZ A. KHAN, ADV.

MR. M. KHAIRATI, ADV.

UPON hearing counsel the Court made the following

O R D E R

W.P.(C) 251 OF 2011

Learned counsel appearing for the petitioner

makes a prayer to withdraw the writ petition

seeking liberty to take recourse to any or all legal proceedings that may be available. The prayer is granted. Consequently, the writ petition is dismissed as withdrawn with liberty as aforesaid.

...17/-

:17:

W.P. (C) NO. 877 OF 2013

It has been brought to our notice that even prior to the filing of the present writ petition, the respondent Bank had entered into consent terms with M/s Manav Drugs Pvt. Ltd. and M/s Mac Pharma on 25th August, 2011. Under these consent terms, the applicants i.e. the borrowers had agreed to pay a sum of Rs. 7 crores towards full and final settlement of the Securitization Application (S.A.). Upon those consent terms, the Presiding Officer, Debts Recovery Tribunal-III, Mumbai has passed the following order:

"The parties have agreed for the consent terms and the S.A. is disposed of as per the consent terms. If the applicants fail to pay the amount Respondent Bank can sell the secured assets as per consent terms. The parties shall abide by the conditions imposed in the terms and conditions of the consent terms. I pass no order as to costs."

In view of the above, in our opinion, no useful purpose will be served by continuing the stay order granted on 30th September, 2013. The aforesaid stay order is hereby vacated. I.A. No.1 (Appln. for interim orders/directions) in which the stay order has been granted is hereby dismissed.

...18/-

:18:

However, it is made clear that vacation of the aforesaid stay order shall not be taken into consideration at the time of the decision on S.A.

or any other proceedings.

Let the main Writ Petition No.877 of 2013 be  
come up for hearing with the other matters.

Tag with Writ Petition (Civil) No.252 of 2011.

List the matter on 6th August, 2014.

I.A. NO.2 IN W.P.(C) No.91/2013, I.A. NO. 2 IN W.P.  
(C) NO.269/2011, I.A. NO. IN SLP(C) NO. 21260 of  
2011, I.A. NO.2 IN W.P(C) NO. 1037 of 2013, I.A.  
NOS. 4 & 5 IN W.P(C) NO. 367 of 2011

List the applications on 28th April, 2014.

W.P(C) NO. 996 of 2013, W.P(C) NO. 1000 of 2013,  
W.P(C) NO. 1002 of 2013, W.P(C) NO. 1004 of 2013

Learned counsel for the petitioners submits  
that there are certain formal defects in the writ  
petitions which need to be cured. He, therefore,  
makes a prayer to withdraw the writ petitions with  
liberty to file fresh writ petitions on the same  
cause of action. The prayer is granted.  
Consequently, the writ petitions are dismissed as  
withdrawn with liberty as aforesaid.

:19:

..19/-

W.P(C) NO. 272 of 2014

Issue notice.

Dasti, in addition, is permitted.

Tag with Writ Petition (Civil) No.252 of 2011.

In the meantime, the respondent Bank shall  
remain restrained from proceeding further under the  
provisions of the Securitization and Reconstruction  
of Financial Assets and Enforcement of Security  
Interest Act, 2002, as far as the petitioners are  
concerned.

REST OF THE MATTERS

List the matters on 6th August, 2014.

(VINOD LAKHINA)  
COURT MASTER

(INDU BALA KAPUR)  
COURT MASTER

(TWO SIGNED ORDERS ARE PLACED ON THE FILE)  
IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

WRIT PETITION (CIVIL) NO.251 OF 2011

BHAVESH GUNVANTLAL SHAH

...PETITIONER

VERSUS

UNION OF INDIA & ANR.

...RESPONDENTS

ORDER

Learned counsel appearing for the petitioner makes a prayer to withdraw the writ petition seeking liberty to take recourse to any or all legal proceedings that may be available. The prayer is granted. Consequently, the writ petition is dismissed as withdrawn with liberty as aforesaid.

.....,J.  
(SURINDER SINGH NIJJAR)

.....,J.  
(A.K. SIKRI)

NEW DELHI  
APRIL 24, 2014

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

WRIT PETITION (CIVIL) NO.996 OF 2013

M/S WASEEQ CAFETARIA

...PETITIONER

VERSUS

UNION OF INDIA & ANR.

...RESPONDENTS

WITH  
W.P.(C) NO.1000 OF 2013,  
[PATEL YASMEEN MOHAMMED ARIF VS. UNION OF INDIA &  
ORS.]  
W.P(C) NO. 1002 of 2013,  
[PATEL MOHAMMED ARIF SHAFEEQ AHMED VS. UNION OF  
INDIA & ORS.]  
W.P(C) NO. 1004 of 2013

[PATEL MOHAMMED YASEEN MOHAMMED ARIF VS. UNION OF  
INDIA & ORS.]

ORDER

Learned counsel for the petitioners submits that there are certain formal defects in the writ petitions which need to be cured. He, therefore, makes a prayer to withdraw the writ petitions with liberty to file fresh writ petitions on the same cause of action. The prayer is granted. Consequently, the writ petitions are dismissed as withdrawn with liberty as aforesaid.

.....,J.  
(SURINDER SINGH NIJJAR)

.....,J.  
(A.K. SIKRI)

NEW DELHI  
APRIL 24, 2014