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ITEM NO.101

COURT NO.7

SECTION XIA

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
CIVIL APPEAL NO(s). 4039-4053 OF 2009

KOMALAN ETC. ETC.

Appellant (s)

VERSUS

STATE OF KERALA AND ORS.

Respondent(s)

(With appln(s) for intervention with prayer for interim relief and office report)

WITH

Civil Appeal NO. 4986-4987 of 2009

Civil Appeal NO. 5391 of 2009

(With appln(s) for c/delay in filing appeal & with prayer for interim relief and office report)

Civil Appeal NO. 5392 of 2009

(With appln(s) for c/delay in filing appeal & with prayer for interim relief and office report)

Civil Appeal NO. 8506-8508 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 8509 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 7650 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 8652 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 8337-8339 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 2245-2251 of 2010

(With prayer for interim relief and office report)

Civil Appeal NO. 2441-2442 of 2010

(With prayer for interim relief and office report)

Civil Appeal NO. 1125-1129 of 2010

(With prayer for interim relief and office report)

Civil Appeal NO. 4730 of 2010

(With prayer for interim relief and office report)

Civil Appeal NO. 8653 of 2009

(With prayer for interim relief and office report)

Civil Appeal NO. 4581-4593 of 2010

(With prayer for interim relief and office report)

Civil Appeal NO. 7345 of 2010

Civil Appeal NO. 10054-10057 of 2010

Civil Appeal NO. 5910-5911 of 2010

Civil Appeal NO. 5078 of 2011

Civil Appeal NO. 6760 of 2012

Civil Appeal NO. 7223-7224 of 2011

Date: 05/12/2013 These Appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN

HON'BLE MR. JUSTICE A.K. SIKRI

For Appellant(s) Mr. Guru Krishna Kumar, Sr. Adv.
Mr. Roy Abraham, Adv.
Ms. Reena Roy, Adv.
Ms. Chandrani Prasad, Adv.
Mr. Himinder Lal, AOR

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For Intervenor(s) Mr. B.V. Patil, Sr. Adv.
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For Respondent(s) Mr. Ramesh Babu M.R., AOR
Mr. Sushrut Jindal, Adv.

Mr. M.T. George, Adv.

Ms. Kavitha K.T., Adv.

Mr. Jogy Scaria, AOR

Ms. Bina Madhavan, AOR

Mr. G. Prakash, AOR

Mr. R. Sathish, AOR

Mr. K. Rajeev, AOR

UPON hearing counsel the Court made the following

O R D E R

While the matters are being heard, learned senior counsel appearing for the petitioner(s) brought to our knowledge a communication of the Government of Kerala dated 25.02.2008, which would indicate that the State Government has constituted a panel of experts to determine the chemical composition of natural toddy. It was also stated therein that the Government have examined the matter in detail and pleased to accord sanction for constituting a technical committee to identify and establish the chemical composition of natural toddy.

Referring to another order of the Government of Kerala passed on 22.11.2011, learned senior counsel also submitted that the Government specifically stated that there is a need for further study of chemical composition of natural toddy so as to re-fix its parameters. Learned senior counsel further submitted that the Committee is still to take final decision with regard to fixation of parameters of the composition of natural toddy.

Learned counsel appearing for the State of Kerala submitted that the present fixation of 8.1% for coconut toddy has been made on the basis of ISI standards as well as on chemical examiners report.

No material or study report made prior to the fixation of the ISI standard, has been made available to us. The State Government would make available all the relevant reports, based on which the above fixation has been made. File relating to the reconstitution of the committee may also be made available on the next date of hearing.

Post on 11.12.2013 as part heard.

| (NARENDRA PRASAD)

| COURT MASTER

| | (RENUKA SADANA)

| | COURT MASTER