

ITEM NO.1A

COURT NO.1

SECTION XVI

(For Judgment)

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

CIVIL APPEAL NO(s). 5030 OF 1999

M/S.SUBHASH PROJECT & MKT.LTD.

Appellant (s)

VERSUS

W.B.POWER DEV.CORPN. LTD.&ORS

Respondent(s)

WITH

Civil Appeal No. 5031 of 1999 (Larsen & Toubro Ltd. vs. W.B. Power Dev. Corpn. Ltd. & Ors.) and

Civil Appeal No. 5032 of 1999 (Union of India & Ors. vs. Larson & Toubro Ltd. & Ors.).

(Heard by Hon'ble the Chief Justice, Hon'ble G.P. Mathur and P.K. Balasubramanyan, JJ.)

Date: 21/10/2005 These Appeals were called on for pronouncement of Judgment today.

For Appellant(s)

in CA 5030/99

Mr. Salman Khurshid, Sr. Adv.

Mr. Sushil Kumar Jain, Adv.

Mr. A P Dhamija, Adv.

Mr. Punit Jain, Adv.

Mr. Ram Niwas, Adv.

Mr. H D Thanvi, Adv.

in CA 5031/99

Mr. A K Ganguli, Sr. Adv.

Mr. V. Krishna Murthy, Adv.

Mr. Pradeep R Tiwary, Adv.

in CA 5032/99

Mr. T S Doabia, Sr. Adv.

Mr. Manish Sharma, Adv.

Mr. V K Verma, Adv.

Mr. Shail Kumar Dwivedi, Adv. (NP)

For Respondent(s)

Mr. A K Ganguli, Sr. Adv.

Mr. V. Krishna Murthy, Adv.

Mr. Pradeep R Tiwary, Adv.

Mr. H.K. Puri ,Adv.

Mr. Ujjwal Banerjee, Adv.

Mr. S K Puri, Adv.

Ms. Priya Puri, Adv.

Mr. V M Chauhan, Adv.

Mr. T S Doabia, Sr. Adv.

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Mr. Manish Sharma, Adv.

Mr. V K Verma, Adv.

Mr. Shail Kumar Dwivedi ,Adv.(NP)

Mr. Salman Khurshid, Sr. Adv.

Mr. Sushil Kumar Jain,Adv.

Mr. A P Dhamija, Adv.

Mr. Punit Jain, Adv.

Mr. Ram Niwas, Adv.

Mr. H D Thanvi, Adv.

RECORD OF PROCEEDINGS

Hon'ble Mr. Justice P.K. Balasubramanyan sitting in Court No. 1 pronounced the Judgment of the Bench comprising Hon'ble the Chief Justice, Hon'ble Mr. Justice G.P. Mathur and Hon'ble Mr. Justice P.K. Balasubramanyan.

C.A. No. 5030 of 1999 is dismissed with costs. C.A. No. 5032 of 1999 is dismissed with no order as to costs. C.A. No. 5031 of 1999 is also dismissed, subject to the direction regarding the payment of Rs. 1 crore with the provision for interest and the recovery of the amounts as provided in the Judgment. In this appeal also, the parties will suffer their respective costs.

(D.P. WALIA)

COURT MASTER

(RADHA R. BHATIA)

COURT MASTER

(Reportable Signed Judgment is placed on the file)