

SLP(C)No. 1237 OF 2000

ITEM No.24

Court No. 6

SECTION XI
A/N MATTER

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) No.1237/2000

(From the judgement and order dated 07/07/1999 in CMWP 17420/99
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

U.P. STATE ELECTRICITY BOARD AND ANR.

Petitioner (s)

VERSUS

M/S. J.P.S. PLASTIC PVT. LTD.

Respondent (s)

(With prayer for interim relief)

Date : 07/09/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.N. KHARE
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Petitioner (s) Mr. Pradeep Misra,Adv.

For Respondent (s) Mr. Vijay Hansaria, Adv.
Mr. Sunil K Jain, Adv.
Ms. Jaya Tomar, Adv.
M/s Jain Hansaria & Co.,Adv.

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

Leave granted.

The appeal is allowed. There shall be no
order as to costs.

.SP1

(Alka Dudeja)
Court Master

(S. Krishnan)
Court Master

Signed order is placed on the file.

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IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 6252 OF 2001@@
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(Arising out of S.L.P.(C) No. 1237 of 2000)

U.P. State Electricity Board and Anr. ... Appellants

Vs.

M/s. J.P.S. Plastic Pvt. Ltd. ... Respondent

O R D E R@@
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.SP2

Leave granted.

Parties are agreed that this case be sent back to the High Court to decide the matter after giving another opportunity to the appellants to file counter affidavit. In view of the above, the order under challenge is set aside and the matter is remitted to the High Court to decide the writ petition expeditiously on merits, preferably within six months from today. The appellants herein shall file counter affidavit within four weeks from today. The interim order passed by the High Court shall continue.

The appeal is allowed. There shall be no order as to costs.

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.....J.
(V.N. KHARE)

.....J.
(B.N. AGRAWAL)

NEW DELHI
SEPTEMBER 7, 2001.