

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 3398/2007

PASCHIMANCHAL VIDYUT VITRAN NIGAM LTD.& ANR

APPELLANT(S)

VERSUS

M/S GARG CASTING INDIA(P) LTD.& ANR.

RESPONDENT(S)

O R D E R

We have heard learned counsel for the appellants.

Nobody appears for the respondents.

We have perused the impugned judgment and order dated 11.01.2007 passed by the High Court.

On perusal, we find that the High Court had directed the petitioner (respondent no. 1 herein) to deposit a sum of Rs. 25,00,000/- (Rupees Twenty Five Lakhs) in (W.P. No. 30124/2006) with the Executive Engineer, Electricity Urban Distribution Division 1, Town Hall, Muzaffarnagar and file an appeal under Section 127 of The Electricity Act, 2003, within a period of one month.

However, by the impugned order, the High Court had only directed the respondent herein to file an appeal and make a payment of Rs. 25 Lacs to the Executive Engineer, Electricity Urban Distribution Division 1, Town Hall, Muzaffarnagar.

We do not find any reason to interfere with the said order as nothing has been decided on merits.

The appeal is, accordingly, dismissed. However, this order shall not be treated as a precedent in any other matter.

Pending application(s), if any, stands disposed of.

â |.....J.

(R.K. AGRAWAL)

â |.....J.

(ABHAY MANOHAR SAPRE)

NEW DELHI

APRIL 12, 2017

TEM NO.104

COURT NO.9

SECTION XI

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). 3398/2007

PASCHIMANCHAL VIDYUT VITRAN NIGM LD.&ANR

Appellant(s)

VERSUS

M/S GARG CASTING INDIA(P) LTD.& ANR.

Respondent(s)

(with office report)

Date : 12/04/2017 This appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE R.K. AGRAWAL

HON'BLE MR. JUSTICE ABHAY MANOHAR SAPRE

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

Mr. Suraj Singh, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following

O R D E R

We have heard learned counsel for the appellants.

Nobody appears for the respondents.

The Civil Appeal is dismissed in terms of the signed order.

(SONALI SAUND)

(CHANDER BALA)

SR.P.A

COURT MASTER

(signed order is placed on the file)