

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(s).12295/2006

(From the judgement and order dated 11/07/2006 in WP No. 4828/2006  
of The HIGH COURT OF BOMBAY BENCH AT AURANGABAD)

B.H.S.S.KARKHANA LTD.JAWLA (BK) & ANR

Petitioner(s)

VERSUS

STATE OF MAHARASHTRA & ORS

R espondent(s)

(With appln(s) for permission to place addl. documents on record and  
exemption from filing O.T. and impleading party and with prayer for  
interim relief and office report ))

Date: 07/08/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.P. SINGH

HON'BLE MR. JUSTICE ALTAMAS KABIR

For Petitioner(s)

Mr. A.V. Savant, Sr. Adv.

Mr. U.U. Lalit, Sr. Adv.

Mr. M.Y. Deshmukh, Adv.

Mr. Rameshwar Prasad Goyal, Adv.

For Respondent(s)

Mr. Shyam Diwan, Sr. Adv.

Mr. Himanshu Gupta, Adv.

Mr. Brij Koshor Sah, Adv.

Mr. Shivaji M. Jadhav, Adv.

Mr. Sunil Kumar Verma, Adv.

UPON hearing counsel the Court made the following

O R D E R

Issue notice to the respondents returnable on 29th August, 2006. Notice may be served dasti, in addition. Affidavit of service shall be filed before the next date.

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-2 -

The notice shall state that we propose to dispose of the matter finally on the next date of

hearing and, therefore, if the State so desires it may file its reply before the next date of hearing. We

may only indicate at this stage that the learned counsel appearing for the petitioners contends before

us that the matters pending before this Court relating to Chanderpur Sugar Mills etc. do not involve

the same issue as are involved in the instant case. In the instant case a final order of liquidation has

been passed, but according to him, the grounds on which the said order has been passed were not

communicated to the petitioners before the hearing, and therefore there has been failure of principles

of natural justice. The High Court has noticed this fact, but has not decided the issue observing that

in view of the pendency of the matters before the Supreme Court it may not be advisable to pass any

order. Counsel for the petitioners contends that there is no reason for delaying disposal of the the

writ petition before the High Court. He further states that the applications filed by some members of

the society are also pending before the High Court.

Interim order to continue.

(Ajay Kr. Jain)  
(Vijay Dhawan)

Court Master  
Court Master