

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).17484/2010

(From the judgement and order dated 10/06/2010 in SA No.943/2010
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

CANE COMMR./REG.COOP.CANE STY.U.P.& ORS Petitioner(s)

VERSUS

NAVNEET KUMAR & ORS. Respondent(s)

Date: 07/10/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR
HON'BLE MR. JUSTICE A.K. PATNAIK

For Petitioner(s) Mr. Kailash Vasdev, Sr. Adv.
Mr. Vishwajit Singh, Adv.
Mr. Siddharth Sengar, Adv.
Mr. Abhindra Maheshwari, Adv.
Mr. Pankaj Singh, Adv.
Mr. Karunesh S.Pawar, Adv.

For Respondent(s) Mr. Brijender Chahar, Sr. Adv.(N.P.)
Mr. K.R. Anand, Adv.
Mrs. Jyoti Chahar, Adv.
Mr. Jagbir Singh Malik, Adv.
Mr. Vinay Garg, Adv.-on-record.

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

Taken on board.

This Special Leave Petition has been filed by the Cane Commissioner, who is also the Registrar of Cooperative Cane Societies, the District Cane Officer, Bijnor, U.P. and the cooperative society in question, namely, Sahkari Ganna Samiti Ltd., Dhampur, Bijnor, against the order of the High Court, dated 10th June, 2010, in -2-SLP(C)No.17484/10

which the High Court had stayed the operation of the order dated 20th May, 2010, passed by the Single Judge of the High Court and also Gazette Notification dated 17th April, 2010, amending the definition of "crushing season" as provided in Regulation (2)(n) of the U.P. Cane Cooperative Service Regulation, 1975.

At the very outset, it may be indicated that the same order dated 10th June, 2010, was the subject matter of SLP(C)No.26114 of 2010, filed by the State of U.P., in which the Cane Commissioner was also a party.

Mr. Kailash Vasdev, learned senior advocate, however, confined his submissions only to

the contempt proceedings which have been taken by the respondent and its workmen, before the High Court, being Contempt Application(C) No.3836 of 2010. It was submitted that since the Division Bench of the High Court had been requested by this Court to dispose of the pending appeal within November, 2010, the contempt proceedings should be stayed till then.

We have also heard learned counsel for the respondent No.2 and we are of the view that instead of keeping this matter pending in this Court, the same may be disposed of at this stage itself. We accordingly dispose of the Special Leave Petition by directing that the contempt proceedings referred to above, shall remain stayed till the disposal of the appeal by the Division Bench of the High Court.

(Sheetal Dhingra)
Court Master

(Juginder Kaur)
Court Master