

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

Petition(s) for Special Leave to Appeal (Civil) No(s).16064/2012

(From the judgement and order dated 30/04/2012 in WP No.311/2012 of The HIGH COURT OF M.P AT GWALIOR)

M/S REAL MAZON INDIA LTD.

Petitioner(s)

VERSUS

STATE OF M.P.& ORS.

Respondent(s)

(With prayer for interim relief and office report)
(For Final Disposal)

Date: 13/12/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SWATANTER KUMAR

HON'BLE MR. JUSTICE MADAN B. LOKUR

For Petitioner(s)

Ms. Vernika Tomar, Adv.
Mr. Parthiv Goswami, Adv.
Ms. Astha Sharma, Adv.
Mr. Sunil Fernandes, Adv.

For Respondent(s)

Mr. Vivek Tankha, Sr. Adv.
(State of M.P.) Mr. B.S.Banthia, Adv.
Mr. Sameer Sodhi, Adv.

(N.C.T. of Delhi)

Mr. S. Wasim A. Qadri, Adv.
Mr. S. Tamim Qadri, Adv.
Mr. Zaid Ali, Adv.
Mr. D.S. Mahra, Adv.

Mr. Gaurav Bhatia, Adv.
Mr. B.S. Banthia, Adv

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

In furtherance to the notice issued by this Court, the learned counsel appearing for the N.C.T. of Delhi submits that despite issuance of the public notice and circular dated 30.4.2012 and 17.10.2012, the dealers are not delivering the vehicles with the High Security Registration Plates ("HSRP" for short). It is not disputed before us that it was brought to the notice of the Court that lacs of Number Plates are lying with the manufacturers but they have not been put on the vehicles as owners did not turn up. Having given our considered thought, we issue the following directions for strict compliance:

- 1) All the dealers in the N.C.T. of Delhi shall not deliver vehicle(s) to the purchaser(s) without HSRP being fixed on the vehicle. Delivery of the vehicle without HSRP shall be treated as violation of the order of this Court and the Chairman, Managing Director, Managing Partner and the Manager of the dealer concerned shall be personally liable for being prosecuted under the provisions of the Contempt of Courts Act.

2) The manufacturers of HSRP and the Secretary (Transport), Delhi Government, to furnish within one week from today the list of plates prepared and lying with the manufacturers. All such vehicles whose plates are ready and have not gone to the manufacturer for fixing of the plates shall be challaned and the D.C.P. (Traffic) shall ensure that those plates are fixed on the vehicles within two months from today. For this purpose, the Additional Commissioner and all the D.C.P. (Traffic) shall take out a special drive and compliance thereto be reported to this Court.

We also make it clear that if the dealers now deliver any vehicle without affixation of HSRP from today onwards, the Registering Authority will initiate the proceedings to cancel the Trade Certificate under the relevant provisions of law and ensure compliance of the directions of this Court dated 7.2.2012.

List the matter after six weeks.

| (S.K. Rakheja)
| Court Master

| |(S.S.R. Krishna)
| |Court Master

|