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C.A.No. 936-938 OF 2001
L.....T.....T.....T.....T.....T.....T.....T.....T.....T.....R
ITEM No.102 COURT No. 2 SECTION IIIA

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

Civil Appeal Nos. 936-938 of 2001@
CCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCC

Indicarb Ltd.

...Appellant(s)

Versus

vs.

State of Tamil Nadu & Ors.

...Respondent(s)

(With appl(s) for impleading party and with office report)

WITH

W.P(C)No.409/1997(S.X),C.A.No.939/2001(S.IIIA)
(With Appl.(s) for impleading party and with Prayer for Interim
Relief and Office Report),C.A.No.940/2001(S.IIIA)
(With Prayer for Interim Relief and Office Report),
C.A.No.941/2001(S.IIIA)(With Prayer for Interim Relief and Office
Report),C.A.No.942/2001(S.IIIA),W.P(C)No.675/1997(S.X)
C.A.No.943/2001(S.IIIA)(With Appl.(s) for impleading party and with
Prayer for Interim Relief and Office
Report),W.P(C)No.129/1998(S.X),W.P(C)No.150/1998(S.X)
W.P(C)No.155/1998(S.X),W.P(C)No.157/1998(S.X)
W.P(C)No.167/1998(S.X)(With Appl.(s) for stay),
W.P(C)No.180/1998(S.X),W.P(C)No.199/1998(S.X)
W.P(C)No.207/1998(S.X),W.P(C)No.206/1998(S.X)
W.P(C)No.208/1998(S.X),C.A.No.944/2001(S.IIIA)
(With Appl.(s) for impleading party and with Prayer for Interim
Relief and Office Report),C.A.No.945/2001(S.IIIA)
(With Prayer for Interim Relief and Office Report),
C.A.No.946/2001(S.IIIA)(With Prayer for Interim Relief and Office
Report),C.A.No.947/2001(S.IIIA),C.A.No.948/2001(S.IIIA)
(With Prayer for Interim Relief and Office Report),
C.A.No.949/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
C.A.No.950/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
W.P(C)No.249/1998(S.X),W.P(C)No.268/1998(S.X),W.P(C)No.273/1998(S.X)
W.P(C)No.274/1998(S.X),W.P(C)No.275/1998(S.X),W.P(C)No.359/1998(S.X)
W.P(C)No.223/1998(S.X),W.P(C)No.374/1998(S.X),W.P(C)No.472/1998(S.X)
W.P(C)No.503/1998(S.X)(With Office Report),W.P(C)No.504/1998(S.X)
(With Office Report),W.P(C)No.505/1998(S.X)(With Office Report),

WITH

W.P(C)No.455/1998(S.X)(With Office Report),W.P(C)No.242/1998(S.X)
,W.P(C)No.454/1998(S.X)(With Office Report),W.P(C)No.565/1998(S.X)
(With Office Report),W.P(C)No.567/1998(S.X)(With Office Report),
W.P(C)No.602/1998(S.X)(With Office Report),W.P(C)No.607/1998(S.X)
(With Office Report),W.P(C)No.608/1998(S.X)(With Office Report),
W.P(C)No.609/1998(S.X)(With Office Report),W.P(C)No.610/1998(S.X)
(With Office Report),W.P(C)No.611/1998(S.X)(With Office Report),
W.P(C)No.615/1998(S.X)(With Office Report),W.P(C)No.654/1998(S.X)
C.A.No.951/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
C.A.No.952/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
C.A.No.953/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
C.A.No.954/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
W.P(C)No.9/1999(S.X),W.P(C)No.30/1999(S.X),W.P(C)No.48/1999(S.X)
C.A.No.955/2001(S.IIIA)(With Prayer for Interim Relief),

W.P(C)No.92/1999(S.X),W.P(C)No.96/1999(S.X),W.P(C)No.107/1999(S.X)
W.P(C)No.112/1999(S.X),W.P(C)No.113/1999(S.X),W.P(C)No.119/1999(S.X)
W.P(C)No.120/1999(S.X),W.P(C)No.136/1999(S.X),W.P(C)No.167/1999(S.X)
C.A.No.957-964/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
W.P(C)No.80/1999(S.X)(With Appl.(s) for stay),W.P(C)No.217/1999(S.X)
W.P(C)No.207/1999(S.X),W.P(C)No.219/1999(S.X),W.P(C)No.221/1999(S.X)
(With Appl.(s) for exemption from filing O.T. and ex-Parte stay),
W.P(C)No.250/1999(S.X),W.P(C)No.252/1999(S.X),W.P(C)No.263/1999(S.X)
W.P(C)No.267/1999(S.X),W.P(C)No.268/1999(S.X),C.A.No.965/2001(S.IIIA)
(With Appl.(s) for impleading party and with Prayer for
Interim re~lief and Office Report),
C.A.No.966/2001(S.IIIA)(With Appl.(s) for addtion/deletion of
parties and with Prayer for
Interim Relief and Office Report),C.A.No.967/2001(S.IIIA)
(With Appl.(s) for impleading party and with Prayer for Interim
Relief and Office Report),
W.P(C)No.5/1998(S.X),C.A.No.968/2001(S.IIIA),C.A.No.969/2001(S.IIIA)
(With Appl.(s) for impleading party and with Prayer for Interim
Relief and Office Report),
C.A.No.970/2001(S.IIIA)(With Appl.(s) for impleading party and
with Prayer for Interim Relief
and Office Report),C.A.No.971/2001(S.IIIA)(With Appl.(s) for impleading
party and with Prayer for Interim Relief),
C.A.No.972-973/2001(S.IIIA)(With Appl.(s) for c/delay in
filing SLP and with Prayer for Interim Relief and Office Report),
W.P(C)No.420/1999(S.X)
W.P(C)No.423/1999(S.X),W.P(C)No.98/1999(S.X),W.P(C)No.125/1999(S.X)
W.P(C)No.382/1999(S.X)(With Office Report),W.P(C)No.392/1999(S.X)
(With Office Report),C.A.No.974/2001(S.IIIA),W.P(C)No.510/1999(S.X)
W.P(C)No.533/1999(S.X),W.P(C)No.543/1999(S.X),C.A.No.975/2001(S.IIIA)
(With Appl.(s) for impleading party and with Prayer for Interim
Relief and Office Report),
W.P(C)No.14/2000(S.X),W.P(C)No.69/2000(S.X)(With Appl.(s) for stay),

WITH

W.P(C)No.72/2000(S.X)(With Appl.(s) for stay),C.A.No.976-979/2001(S.IIIA)
(With Appl.(s) for taking additional document on record and Appln.
for Intervention/Impleadment and Appln. for Intervention/Impleadment
and Raising additional grounds and with Prayer for Interim Reli,
W.P(C)No.195/1999(S.X)(With Appl.(s) for directions),
C.A.No.980/2001(S.IIIA)(With Appl.(s) for impleading party
and with Prayer for Interim Relief and Office Report),
C.A.No.981/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
C.A.No.982/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
W.P(C)No.139/2000(S.X),W.P(C)No.141/2000(S.X),W.P(C)No.149/2000(S.X)
W.P(C)No.150/2000(S.X),W.P(C)No.154/2000(S.X),W.P(C)No.248/2000(S.X)
W.P(C)No.253/2000(S.X),W.P(C)No.279/2000(S.X),W.P(C)No.280/2000(S.X)
W.P(C)No.282/2000(S.X),W.P(C)No.146/2000(S.X),W.P(C)No.278/2000(S.X)
(With Appl.(s) for ex-Parte stay and with office report),
C.A.No.983/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
C.A.No.984/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
C.A.No.985/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
C.A.No.986/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
C.A.No.987/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
C.A.No.988/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
C.A.No.989/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
C.A.No.990/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
W.P(C)No.327/2000(S.X)(With Appl.(s) for stay),W.P(C)No.145/2000(S.X)
C.A.No.991/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
W.P(C)No.399/2000(S.X),W.P(C)No.400/2000(S.X),W.P(C)No.418/2000(S.X)
,C.A.No.992/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
C.A.No.993-995/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
C.A.No.996/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),

C.A.No.997/2001(S.IIIA)(With Prayer for Interim Relief and Office Report),
C.A.No.1649-1654/2001(S.IIIA)(With Appl.(s) for impleading party and
exemption from filing O.T. and
with Prayer for Interim Relief and Office Report),
W.P(C)No.110/2000(S.X)(With Appl.(s) for stay and with office report),
W.P(C)No.615/2000(S.X)(With Appl.(s) for stay),SLP(C)No.5579/2001(S.III)
(With Prayer for Interim Relief),W.P(C)No.187/2001(S.X)
(With Appl.(s) for stay),W.P(C)No.268/2001(S.X),SLP(C)No.13109/2001(S.III)
(With Prayer for Interim Relief),SLP(C)No.13190/2001(S.III)
(With Prayer for Interim Relief),SLP(C)No.16289/2001(S.III)
(With Prayer for Interim Relief),W.P(C)No.178/2001(S.X)
(With Appl.(s) for stay and with office report),SLP(C)No.18556/2001(S.III)
(With Prayer for Interim Relief and Office Report),
W.P(C)No.506/2001(S.X)(With Appl.(s) for stay),W.P(C)No.516/2001(S.X)
(With Appl.(s) for stay),W.P(C)No.547/2001(S.X),
[WITH APPLN.(S) FOR STAY AND PERMISSION TO FILE ADDL.
DOCUMENTS AS COMPILATION VOL. II]
W.P(C)No.540/2001(S.X)
(With Appl.(s) for ex-Parte stay),W.P(C)No.534/2001(S.X)
(With Appl.(s) for ex-Parte stay),W.P(C)No.570/2001(S.X)
(With Appl.(s) for stay),W.P(C)No.3/2002(S.X),C.A.No.81/2002(S.III)
(With Office Report),W.P(C)No.13/2002(S.X)(With Appl.(s) for stay),

WITH

W.P(C)No.17/2002(S.X)(With Appl.(s) for ex-Parte stay),
W.P(C)No.44/2002(S.X)(With Appl.(s) for ex-Parte stay),
W.P(C)No.20/2002(S.X)(With Appl.(s) for stay),W.P(C)No.136/2002(S.X)
(With Appl.(s) for stay),W.P(C)No.137/2002(S.X),W.P(C)No.157/2002(S.X)
(With Appl.(s) for ex-Parte stay),SLP(C)No.6110/2002(S.III)
(With Prayer for Interim Relief),SLP(C)No.6189/2002(S.III)
(With Prayer for Interim Relief),SLP(C)No.6251/2002(S.III)
(With Prayer for Interim Relief),SLP(C)No.6281/2002(S.III)
(With Prayer for Interim Relief),W.P(C)No.156/2002(S.X)
(With Appl.(s) for stay),W.P(C)No.207/2002(S.X),W.P(C)No.329/2002(S.X)
(With Appl.(s) for stay),SLP(C)No.12076/2002(S.III)
(With Appl.(s) for exemption from filing c/c of the impugned
Judgment and with Prayer for Interim Relief),
W.P(C)No.282/2002(S.X)(With Appl.(s) for ex-Parte stay),
W.P(C)No.303/2002(S.X)(With Appl.(s) for ex-Parte stay),
W.P(C)No.407/2002(S.X)(With Appl.(s) for ex-Parte stay),
W.P(C)No.304/2002(S.X)(With Appl.(s) for ex-Parte stay),
W.P(C)No.415/2002(S.X)(With Appl.(s) for ex-Parte stay),
W.P(C)No.426/2002(S.X)(With Appl.(s) for stay),W.P(C)No.432/2002(S.X)
(With Appl.(s) for stay),W.P(C)No.458/2002(S.X)
[TO GO BEFORE THREE HON'BLE JUDGES]

Date :17/09/2002 The appeal(s)/matter(s) was/were called on for
hearing today.

CORAM :

HON'BLE MR. JUSTICE G.B. PATTANAIAK
HON'BLE MR. JUSTICE Y.K. SABHARWAL
HON'BLE MR. JUSTICE H.K. SEMA

FOR APPEARING PARTIES:

MR. P.N. RAMALINGAM, MR. RANJAN MUKHERJEE, ADVS.

MR. K. PARASARAN, SR. ADV., MR. TL VISHWANATHA IYER, SR. ADV.
M/S. C NATARAJAN, V BALAJI AND A.T.M. SAMPATH,ADVS.

4

MR. A K GANGULI, SR. ADV., MRS. CHITRA VENKATARAM, MRS.REVATHY
RAGHAVAN, ADVS.

MR. K.K. MANI, MR. R L RAMANI, MS. MONIKA TRIPATHY, ADVS.

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MR. G. PRAKASH, MR. K.V. VIJAYAKUMAR, MR. GOPAL BALWANT SATHE,
MR. ANIL KUMAR TANDALE, MRS MANIK KARANJAWALA, MR. N. GANPATHY, MR.
K.R. NAGARAJA, MR. SANJAY R. HEGDE, MR. PREM MALHOTRA, MR. RAKESH
K. SHARMA, MR. RADHA SHYAM JENA, ADVS.

M/S. J R DAS, G. BISWAL, S. MISHRA FOR M/S SINHA & DAS, ADVS.
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MR. PRAVEEN KUMAR, MR. R.V. PRASAD, MR. K. RAM KUMAR, ADVS.

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BALRAMDASS, Y P MAHAJAN, MR. P. PARMESWARAN, ADVS.

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MR. U A RANA, KRISHNA KESHAV, ADVS. FOR M/S GAGRAT & CO.

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M.R., MR. NARESH K. SHARMA, MS. ASHA GOPALAN NAIR, MR. B.B.
SINGH, MR. SUSHIL KUMAR JAIN, MS. KAMINI JAISWAL, MR. R.S. SURI,
MR. JAVED MAHMUD RAO, MS. HEMANTIKA WAHI, MR. MAHABIR SINGH
MR. P.H. PAREKH, MR. B.S. BANTHIA, MRS.REKHA PALLI, ADVS.
MR. SAKESH KUMAR, MR. S.K. AGNIHOTRI, ADVS.
MR. K C KAUSHIK, MR. D.S. MAHRA, ADVS.

MR. TARA CHANDRA SHARMA, MR. K.M.K. NAIR, MR. R.P. WADHWANI, MR.
P.R. RAMASESH, MR. P.P. SINGH, MR. RAJEEV SHARMA, MR. ANIL
SHRIVASTAV, MR. JANARANJAN DAS, ADVS.

MR. ROY ABRAHAM, MR.HIMINDER LAL, ADVS.

MR. TAPASH RAY, SR. ADV., M/S. SATISH VIG, SC GHOSH, ADVS.

M/S. K R SASIPRABHU, JOHN MATHEW, ADVS.

MR. S K DHOLAKIA, SR. ADV., MR. V N RAGHUPATHY, ADV.

UPON hearing counsel, the Court passed the following
O R D E R

.....L.....I.....J
.SP2

It is stated to us that the Parliament has already
passed an Act and Presidential assent has also been
received, but the necessary notification has not been made.

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Parties represent that in the fitness of things the matter be
adjourned for four weeks.

Put up this matter after four weeks by which time we
expect the notification in question would be made.

.SP1

(J.S. Rawat)
Court Master

(Suneet Bala Sharma)
Assistant Registrar