

ITEM NO.2 COURT NO.11 SECTION XI

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

IA No.3/2010 in CIVIL APPEAL NO. 5712 OF 2002

GARG WOOLLEN PVT.LTD. Appellant (s)
VERSUS
STATE OF U.P. & ORS Respondent(s)

(For modification of Court's Order dated 15.4.2009 and office report)

WITH IA NO.3 in CA No.5713/2001

(For modification of Court's Order dated 15.4.2009 and office report)

Date: 11/03/2011 This Application/Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Appellant(s) Mr. Vijay Hansaria, Sr.Adv.
Mr. Anil Karnwal, Adv.
Mr. S. Udaya Kumar Sagar, Adv.

For Respondent(s) Mr. Ramesh P. Bhatt, Sr. Adv.
Mr. Rakesh U. Padhyay, Adv.
Mr. Abhijeet Kakoti, Adv.

Mr. Krishnan Venugopal, Sr. Adv.
Dr. Ramesh Haritash, Adv.
Mr. S.S. Pillania, Adv.
Mr. Aftab Ali Khan, Adv.

UPON hearing counsel the Court made the following

O R D E R

This is an application by the Uttar Pradesh State Industrial Development Corporation (for short, "the Corporation") for modification of order dated 15.4.2009 passed in Civil Appeal No.5712 of 2002.

At the threshold of hearing, learned senior counsel appearing for the Corporation invited our attention to the averments contained in the application

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and submitted that Shri Shrish Kumar Misra, Advocate, who had appeared on behalf of the Corporation on 15.4.2009, was not authorised to do so and Shri S.K. Srivastava, the then Regional Manager of the Corporation, who had filed counter affidavits, was not entitled to file such affidavits.

In view of the statement of the learned counsel, we direct issue of notice to Shri Shrish Kumar Misra, Advocate and Shri S.K. Srivastava, the then Regional Manager of the Corporation, to appear in person and explain their position on the next date of hearing, which is fixed as 1st April, 2011.

Learned counsel assisting the learned senior counsel appearing for the Corporation shall furnish the addresses of both Shri Shrish Kumar Misra, Advocate and Shri S.K. Srivastava within seven days from today.

(A.D. Sharma)
Court Master

(Phoolan Wati Arora)
Court Master