

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

RECORD OF PROCEEDINGS

WRIT PETITION (CIVIL) NO.487 OF 2003

KHETRI TAMBA SHRAMIK SANGH & ORS.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With appln(s) for stay and office report)

With Writ Petition (C) No.569 of 2003

(With appln.(s) for stay and office report)

Writ Petition (C) No.586 of 2003

(With appln.(s) for stay)

Writ Petition (C) No.587 of 2003

(With appln.(s) for ex-parte stay)

Date: 23/08/2006 These Petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE C.K. THAKKER

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Petitioner(s)

Dr. Krishan Singh Chauhan,Adv.

In WP 487/2003:

Mr. Chand Kiran,Adv.

Ms. Gyan Mitra,Adv.

Mr. P.K. Jayakrishnan,Adv.

In WP 569/2003:

Mr. S.R. Setia

In WP 586-587/2003: Mr. Imtiaz Ahmed,Adv.

Mr. Naghma Imtiaz,Adv.

Mr. Abhishek Anand,Adv.

Mr. V.N. Raghupathy,Adv.

For Respondent(s)

Mr. Milon K. Banerjee,AG.

Mr. Gaurav Agrawal,Adv.

Mr. B. Krishna Prasad,Adv.

Mr. Maninder Singh,Adv.

Ms. Pratibha M. Singh,Adv.

Mr. Rahul Ajatshatru,Adv.

Mr. Gaurav Sharma,Adv.

Mr. Yoginder Handoo,Adv.

...2/-

- 2 -

Mr. Harish Chandra,Sr.Adv.

Mr. G. Prakash,Adv.

Mr. V.K. Verma,Adv.

UPON hearing counsel the Court made the following

O R D E R

Writ Petition (C) No.487 of 2003:

The writ petition is dismissed as withdrawn.

Writ Petition (C) No.569 of 2003:

The writ petition is disposed as having become infructuous.

Writ Petition (C) No.586 of 2003:

The writ petition is dismissed as having become infructuous.

Writ Petition (C) No.587 of 2003:

The writ petition is dismissed of as having beco
me
infructuous.

[T.I. Rajput]

[V.P. Tyagi]

A.R.-cum-P.S.

Assistant Registrar

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

WRIT PETITION (C) NO.487 OF 2003

Khetri Tamba Shramik Sangh & Ors.

...Petitioner(s)

Versus

Union of India & Ors.

...Respondent(s)

W I T H

Writ Petition (C) No.586/2003, Writ Petition (C) No.587/2003

and Writ Petition (C) No.569 of 2003

O R D E R

Writ Petition (C) No.487 of 2003:

In view of the affidavit filed on 14th December, 2005, by Respondent Nos.1 to 3, inter alia, stating that the question of reconstruction of the company has been referred to the Board for Reconstruction of Public Sector Enterprises and the matter is being examined by the said Board, learned counsel for the petitioners, at this stage, seeks leave to withdraw the writ petition with leave to approach the court again, if need be.

As prayed, the writ petition is dismissed as withdrawn.

Writ Petition (C) No.586 of 2003:

The Union of India has filed, on 27th July, 2005, an affidavit stating that Engineers India Limited (EIL) is a profit making public sector enterprise and that, as per the present policy, it has been decided not to pursue the process of sale of fifty one per cent equity of the said company. In this view, the writ petition is dismissed as having become infructuous.

...2/-

- 2 -

Writ Petition (C) No.587 of 2003:

The Union of India has filed, on 27th July, 2005, an affidavit stating that National Fertilizers Limited is a profit making public sector enterprise and that, as per the present policy, it has been decided not to pursue the process of sale of fifty one per cent equity of the said company. In this view, the writ petition is

dismissed as having become infructuous.

Writ Petition (C) No.569 of 2003:

In the affidavit filed on 18th August, 2005, it has been, inter alia, stated that in view of Letter No.6(2)/2004-MODI dated 24th December, 2004, of the Department of Disinvestments, in tune with National Common Minimum Programme of the Government, it has been decided to review the case of Burn Standard Company Limited [BSCL], Kolkata, for possible restructuring in order to take a final decision regarding its future. It is further stated that disinvestment of the Company is presently not been pursued in view of the revised Government policy. In view of this statement, the writ petition has, presently, become infructuous. It is disposed of accordingly with liberty to the petitioners to approach the court again, if need be.

.....CJI.

[Y.K. SABHARWAL]

.....J.

[C.K. THAKKER]

.....J.

[P.K. BALASUBRAMANYAN]

New Delhi,

August 23, 2006.