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ITEM NO. 117 COURT NO. 7 SECTION XVII

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

CIVIL APPEAL NO. 10779 OF 1996@@
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Fertilizer Corpn. of India Ltd. ... Appellant (s)

Vs.

State of Bihar and Anr. ... Respondent (s)

With C.A. No. 10784/96@@
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Date: 29-11-2000 This/These matter(s) was/were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE R.C. LAHOTI
HON'BLE MR. JUSTICE K.G. BALAKRISHNAN

For appellant (s)
in CA 10779/96 Mrs. AK Verma, adv.
for M/s. JBD & Co.

in CA 10784/96 Mr. P Venugopal, adv.
for Mr. KJ John, adv.

For respondent (s) Mr. BB Singh, adv.

Mr. Anil Kumar Jha, adv.

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

.....L.....I.....T.....T.....T.....T.....J
Vide para 17 of the judgment under appeal, the High Court disposed of the writ petition placing reliance on the decision of this Court in Goodricke Group Limited Vs. State of West Bengal@@ CCCCCCCCCCCCCCCCCCCCCCC CCCCCCCCCCCCCCCCCCCC - 1995 Supp (1) SCC 707. It is pointed out by the learned counsel for the appellant that correctness of decision of this Court in Goodricke's case has been doubted in Civil Appeal Nos. 1532-33/93 and the matter has been, by order dated 12.10.99, referred to Constitution Bench (see 2000 (1) SCC 710). Let the decision of Constitution Bench be awaited.

.SP1

(Alka Dudeja)
Court Master

(S. Krishnan)
Court Master