

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

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).22232/2004

(From the judgement and order dated 20/09/2004 in SCA No.3150/2004
of The HIGH COURT OF GUJARAT AT AHMEDABAD)

J.M. INDUSTRIES

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With prayer for interim relief and office report)

With S.L.P. (C) No.22670 of 2004

(With prayer for interim relief)

S.L.P. (C) No.22719 of 2004

(With prayer for interim relief)

S.L.P. (C) No.22779 of 2004

(With appln(s) for stay and prayer for interim relief)

S.L.P. (C) No.22781 of 2004

(With prayer for interim relief)

S.L.P. (C) No.22911 of 2004

(With prayer for interim relief)

Date: 15/07/2005 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE Y.K. SABHARWAL

HON'BLE MR. JUSTICE G.P. MATHUR

For Petitioner(s)

Mr. D.A. Dave, Sr. Adv.

Mr. E.C. Agrawala, Adv.

Mr. Mahesh Agarwal,Adv.

Mr. Rishi Agrawal,Adv.

For Respondent(s)

Mr. G.E. Vahanvati,SG.

Mr. A. Subba Rao,Adv.

Mr. Raghu Nath Kapur,Adv.

Mr. P. Parmeswaran,Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard the learned counsel for the parties.

Leave granted.

The civil appeals are disposed of.

No costs.

[T.I. Rajput]

Court Master

[V.P. Tyagi]

Court Master

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.3706 OF 2005

(Arising out of S.L.P. (C) No.22232 of 2004)

J.M. Industries

...Appellant(s)

Versus

Union of India & Ors.

...Respondent(s)

With Civil Appeal Nos.3711,3707,3708,3710 & 3709 of 2005

(Arising out of S.L.P. (C) Nos.22670/2004,22719 of 2004,
22779/2004, 22781/2004 and 22911/2004)

O R D E R

Heard the learned counsel for the parties.

Leave granted.

In view of the fair stand taken by the learned Solicitor General of India

that in case the appellants deposit the full amount, as directed by the Tribunal, as a condition for hearing the appeal, the impugned orders may be set aside. It is,

therefore, not necessary to go into the questions sought to be raised in these appeals.

Accordingly, without expressing any opinion on the merits of the case, we set aside the impugned orders and direct the deposit of the amount by the appellants in terms of the order of the Tribunal within a period of six weeks from today. In case, the said amount is deposited, the appeals before the Tribunal would stand restored and

decided on merits. In case of default in deposit, the impugned orders would stand.

The civil appeals are, accordingly, disposed of.

No costs.

.....J.
.....J.

[Y.K. SABHARWAL]

[G.P. MATHUR]

New Delhi,

July 15, 2005.