

ITEM NO.24

COURT NO.8

SECTION XVIA

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

I N D I A

Transfer Petition(s)(Civil)

No(s). 873/2012

M/S KANORIA CHEMICALS & INDUSTRIES LTD

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(with appln. (s) for directions and office report)

WITH

T.P.(C) No. 1466/2012

(With appln.(s) for stay and Office Report)

T.P.(C) No. 1473/2012

(With appln.(s) for stay and Office Report)

SLP(C) No. 28948/2012

(With appln.(s) for directions and appln.(s) for impleadment and
appln.(s) for permission to file additional documents and appln.(s)
for permission to file additional documents and Interim Relief and
Office Report)

Date : 27/10/2014 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J. CHELAMESWAR

HON'BLE MR. JUSTICE PINAKI CHANDRA GHOSE

For Petitioner(s)

Mr. Huzefa Ahmadi, Sr. Adv.

Mr. Ejaz Maqbool, Adv.

Mr. Nikhil Goel, Adv.

For Respondent(s)

(Kandla Port Trust Authority)

Mr. Neeraj Kishan Kaul, ASG

Mr. Sanjay Kapur, Adv.

Ms. Priyanka Das, Adv.

Ms. Lekha Vishwanath, Adv.

UPON hearing the counsel the Court made the following

Signature Not Verified

O R D E R

Digitally signed by

Om Parkash Sharma

Date: 2014.10.29

17:01:37 IST

Reason:

This application (I.A.No.2/2014 in T.P.(C) NO.873/2012) is

filed with the prayer as follows:

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"(a) Implead the proposed Respondents as party-Respondent
No.4, 5 & 6 in the above mentioned
(Civil) No.873 of 2012; and/or,(b) Pass such other or further order or orders or such
directions as the Hon'ble Court may deem fit and proper in
the facts and circumstances of the case to meet the ends
of justice.

Transfer

Petition

Accepting

the

reasons

stated

in

the

applicati

on,

application for impleadment (I.A.No.2/2014 in T.P.(C) NO.873/2012)

is allowed and proposed respondents are impleaded as party

respondent No.4, 5 and 6. Notice be issued to the newly impleaded respondents 4, 5 and 6.

It is brought to our notice by learned counsel for the petitioner that during the pendency of the Writ Petition (C)

No.11550/2009 on the file of the Delhi High Court, a number of

Miscellaneous Applications came to be filed by various persons who

were former lessees of certain plots of land belonging to Kandla

Port Trust Authority. They apprehended that their interests could

be affected by the orders that may eventually be passed by the

Delhi High Court in the above mentioned writ petition.

re,

Therefo

they sought that they be impleaded as parties to the said writ

petition. By an order dated 16.5.2012, the Delhi High Court

allowed the said application(s). Those various applica

nts numbering 11 are also in our opinion required to be put on notice

in the instant matter. A list of such applicants is given by

Mr. Huzefa Ahamdi, learned counsel for the petitioner in T.P.

(C)No.,.873/2012 . Therefore, we implead these 11 applicants,

namely, Mr. Chirai Salt Works, New Kandla Salt & Chemical Co. Pvt.

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Ltd, Vijay Salt Syndicate, Friends Salt and Allied Industries Pvt.

Ltd., Rajesh Salt Works, Urvakunj Nicotines Ltd., Krishna Salt

Industries, Dungarsee Salt Works, Shree Laxmi Salt & Allied

Industries Pvt Ltd. Shree Kandla Salt Industries Pvt. Ltd. and

Bhuvneshwari Salt Works as party respondents.

The Registry is

directed to issue notice to the above mentioned newly impleaded

parties also.

Learned counsel for the petitioner prays that he may be

permitted to serve all these newly impleaded parties through dasti

service in addition to the normal mode of service.

Prayer is

allowed.

Learned counsel for the respondent in SLP (c)

No.28948/2012 prays and is permitted to

file counter affidavit

within four weeks.

[O.P. SHARMA]
COURT MASTER

[INDU BALA KAPUR]
COURT MASTER