

Section XI-A
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 4518 OF 2007

Chairman-cum-Managing Director.

Mahanadi Coal Fields Ltd. & Anr.

...Appellants

Versus

M/s Jai Durga Iron (P) Ltd. & Ors.

...Respondents

OFFICE REPORT

The matter above-mentioned was listed before the Hon'ble Court on 31.01.2017 when the Court was pleased to pass the following order:

“On 7th August, 2009 the following order was passed:

“I.A.No.2 is filed by the first respondent for vacating the interim order of stay. On 08.05.2009 we had adjourned the matter to enable the Standing Linkage Committee to take appropriate decision in the matter. We are informed that the Standing Linkage Committee has now passed an order dated 23.07.2009. Both the parties submit that the application for vacating interim stay may be disposed of modifying the existing interim order by incorporating the directions issued by the Standing Linkage Committee. I.A.No.2 is disposed of accordingly.”

Thereafter when the matter was taken up on 23rd November, 2016, we had passed the following order:

“It is stated that there is a bereavement in the family of the learned counsel for Respondent No.1. Hence, the matter is adjourned by ten weeks.

In the meanwhile, learned counsel appearing on behalf of the Union of India should inform us whether the directions issued by the Standing Linkage Committee in terms of our order dated 7th August, 2009 have been implemented and the effect thereof.

Needful be done within a period of six weeks from today by way of an affidavit.”

Today no one is present on behalf of Union of India to tell us as to what has happened pursuant to our orders dated 7th August, 2009 and 23rd November, 2016.

We adjourn the appeal by two weeks, subject to payment of costs of Rs.5,000/- to be deposited by the Union of India through the Ministry of Coal within ten days with the Supreme Court Legal Services Committee and to let us know whether any steps have been taken and if so, the details thereof.

We make it clear that the interim order passed by us on 19th October, 2006 does not operate as a stay of proceedings in P.S.Case No.107/2005 registered under Section 420/120B/34 I.P.C. with the Sub Divisional Judicial Magistrate, Panposh, Orissa being G.R case No.1381 of 2005. In other words, the concerned Magistrate can go ahead with the proceedings.

The Supreme Court Legal Services Committee will utilize the deposited amount for juvenile justice issues.”

It is submitted for the information of the Hon'ble Court that pursuant to order quoted above the Union of India through Ministry of Coal has not filed any proof of depositing the cost of Rs. 5000/- (Rupees Five Thousand Only) with the Supreme Court Legal Services Committee so far.

The matter above-mentioned is listed before the Hon'ble Court with this report.

Dated this the 11th day of February, 2017.

Sd/-
ASSISTANT REGISTRAR