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SLP(C)No. 63 OF 2004
ITEM Nos.34 & 43

Court No. 9

SECTION XIV

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.63/2004

(From the judgement and order dated 15/10/2003 in CM 209/03
FAO 86/02 of The HIGH COURT OF DELHI AT N. DELHI)

PUNJAB STATE ELECTRICITY BOARD

Petitioner (s)

VERSUS

N.T.P.C. & ORS.

Respondent (s)

(With prayer for interim relief)

WITH

SLP(C) No.231/2004, SLP(C) No.3038/2004,
(With appln.(s) for exemption from filing c/c of the impugned
Judgment and with prayer for interim relief)

SLP(C)...CC 1630/2004
(With I.A.No.1 - for c/delay in filing SLP)
SLP(C) No....CC 2183/2004, SLP(C) No....CC 2167/2004
(With appln.(s) for condonation of delay in filing SLP)

Date : 27/02/2004 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE BRIJESH KUMAR
HON'BLE MR. JUSTICE ARUN KUMAR

For Petitioner (s)Mr. C.S. Vaidyanathan, Sr.Adv.
Mr. P.N. Ramalingam,Adv.

Mr. Sarup Singh, Sr.Adv.Gen.,Punjab
Ms. Kiran Suri,Adv.

Mr. Gopal Subramaniam, Sr.Adv.
Mr. Pradeep Mishra,Adv.

Mr. Satish K. Agnihotri,Adv.
Mr. Rohit Singh,Adv.

For Respondent (s)Mr. Prashant Bhushan,Adv.

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

Delay condoned.
Substitution is allowed in SLP(C) No....CC2167/2004.
....2/-

Having heard the learned counsel for the parties and having perused the earlier order passed by this Court on 10.10.2001, in C.A.No.7082-7084/2001, and taking into account the balance of convenience of all the parties, we finally dispose of all these petitions in the following terms:

That out of the amount which has been realised by the respondent National Thermal Power Corporation Ltd. for the period from 1.4.2001 to 30.9.2003, in accordance with the tariff fixed by the Central Electricity Regulatory Authority, half of the said amount may be retained by the respondent and the remaining half may be adjusted as against the supplies to the petitioners or for any other reconciled dues.

We find that it was provided earlier also that the appeal pending in the High Court may be disposed of expeditiously. Three years have passed thereafter but it appears, the hearing could not take place. The parties may renew their request before the Hon. Chief Justice of the High Court and it is hoped that appropriate orders would be passed for expeditious hearing of the appeal.

(A.S. BISHT) (PROMILA NAGPAL)
COURT MASTER

COURT MASTER