

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).26339/2008

(From the judgement and order dated 18/08/2008 in FAO(OS) No. 353/2008
of The HIGH COURT OF DELHI AT N. DELHI)

HINDUSTAN PETROLEUM CORP.LTD.

Petitioner(s)

VERSUS

S.K.CONTRACTOR & ENGINEERS

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned Judgment and prayer
for interim relief)

Date: 14/11/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.V. RAVEENDRAN

HON'BLE MR. JUSTICE J.M. PANDHAL

For Petitioner(s) Mr. L. Nageswara Rao, Sr.Adv.
Mr. Sanjay Kapur, Adv.
Mrs. Subhra Kapur, Adv.
Ms. Arti Singh, Adv.
Ms. Neha S. Verma, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
ORDER

The learned Single Judge has set aside the award to the extent it directs recovery of Rs.2,61,135/- from the petitioner's bills in relation to other contracts. However, the learned Single Judge has upheld the levy of penalty by the petitioner to an extent of Rs.1,85,787/-. What is set aside is the imposition of penalty to an extent of Rs.75,348/-. As it is open to the petitioner to recover the said sum of Rs.1,85,787/-, there is no merit in this special leave petition and it is dismissed.

(PAWAN KUMAR)
COURT MASTER(ANAND SINGH)
COURT MASTER