

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

Civil Appeal No(s). 311-318/2008

DEPT. OF TELECOMMUNICATION & ORS.

Appellant(s)

VERSUS

DATA ACCESS INDIA LIMITED

Respondent(s)

([TO BE TAKEN UP BEFORE ITEM NO. 104 I.E. C.A.NO.1399/2010])

WITH

C.A. No. 565-568/2008 (XVII)

(and IA No.102801/2017-CLARIFICATION/DIRECTION)

C.A. No. 6575/2010 (XVII)

(FOR STAY APPLICATION ON IA 2/2010

IA No. 2/2010 - STAY APPLICATION)

C.A. No. 6664-6669/2010 (XVII)

C.A. No. 4896/2010 (XVII)

C.A. No. 10675/2010 (XVII)

C.A. No. 10676/2010 (XVII)

C.A. No. 9827/2010 (XVII)

C.A. No. 4430/2011 (XVII)

C.A. No. 258/2012 (XVII)

(FOR STAY APPLICATION ON IA 2/2012

IA No. 2/2012 - STAY APPLICATION)

C.A. No. 5921/2012 (XVII)

C.A. No. 5582-5583/2012 (XVII)

C.A. No. 5574/2012 (XVII)

C.A. No. 5575/2012 (XVII)

C.A. No. 5576/2012 (XVII)

C.A. No. 5572/2012 (XVII)

C.A. No. 6645/2012 (XVII)

C.A. No. 6328-6399/2015 (XVII)

(FOR STAY APPLICATION ON IA 1-72/2015

FOR STAY APPLICATION ON IA 73-144/2015

FOR IMPLEADMENT ON IA 145-216/2016

FOR AMENDMENT IN CAUSE TITLE ON IA 217-227/2016

IA No. 217/2016 - AMENDMENT IN CAUSE TITLE

IA No. 145/2016 - Impleadment

IA No. 73/2015 - STAY APPLICATION

IA No. 1/2015 - STAY APPLICATION)

C.A. No. 6183-6255/2015 (XVII)

(FOR ON IA 74/2015

FOR STAY APPLICATION ON IA 147/2015

FOR INTERVENTION APPLICATION ON IA 220/2016

FOR ON IA 221/2016

FOR EARLY HEARING APPLICATION ON IA 222/2016

IA No. 221/2016 - additional facts and grounds

IA No. 222/2016 - EARLY HEARING APPLICATION

IA No. 220/2016 - INTERVENTION APPLICATION

IA No. 74/2015 - permission to raise additional grounds
IA No. 147/2015 - STAY APPLICATION)
C.A. No. 5832-5852/2015 (XVII)
C.A. No. 5909/2015 (XVII)
(FOR EX-PARTE STAY ON IA 1/2015
IA No. 1/2015 - EX-PARTE STAY)
C.A. No. 6009/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 5996/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR Amendment in Cause Title ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 5957/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR Amendment in Cause Title ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 5997/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR Amendment in Cause Title ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 5998/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 6011/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 6002/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 6010/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 6012/2015 (XVII)
(FOR EX-PARTE STAY ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - EX-PARTE STAY)
C.A. No. 8496-8505/2015 (XVII)
(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
21/2015
FOR [PERMISSION TO FILE ANNEXURES] ON IA 31/2015

IA No. 21/2015 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
IA No. 31/2015 - PERMISSION TO FILE ANNEXURES)
C.A. No. 8493-8495/2015 (XVII)
(FOR CONDONATION OF DELAY IN FILING APPEAL ON IA 1/2015
FOR [PERMISSION TO FILE ANNEXURES] ON IA 7/2015
IA No. 7/2015 - PERMISSION TO FILE ANNEXURES)
C.A. No. 5929/2015 (XVII)
(FOR EX-PARTE STAY ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - EX-PARTE STAY)
C.A. No. 5911/2015 (XVII)
(FOR EX-PARTE STAY ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - EX-PARTE STAY)
C.A. No. 5882/2015 (XVII)
(FOR EX-PARTE STAY ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
FOR [PERMISSION TO FILE ANNEXURES] ON IA 3/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - EX-PARTE STAY
IA No. 3/2016 - PERMISSION TO FILE ANNEXURES)
C.A. No. 5931/2015 (XVII)
(FOR EX-PARTE STAY ON IA 1/2015
FOR Amendment in Cause Title ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - EX-PARTE STAY)
C.A. No. 5934/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 5930/2015 (XVII)
(FOR EX-PARTE STAY ON IA 1/2015
FOR Amendment in Cause Title ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - EX-PARTE STAY)
C.A. No. 6888-6895/2015 (XVII)
(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
9/2015
FOR EX-PARTE STAY ON IA 17/2015
FOR [PERMISSION TO FILE ANNEXURES] ON IA 25/2015
IA No. 17/2015 - EX-PARTE STAY
IA No. 9/2015 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
IA No. 25/2015 - PERMISSION TO FILE ANNEXURES)
C.A. No. 6003/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 6004/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE

IA No. 1/2015 - STAY APPLICATION)
C.A. No. 8506-8530/2015 (XVII)
(FOR STAY APPLICATION ON IA 26/2015
FOR [PERMISSION TO FILE ANNEXURES] ON IA 51/2015
IA No. 51/2015 - PERMISSION TO FILE ANNEXURES
IA No. 26/2015 - STAY APPLICATION)
C.A. No. 8009-8017/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR STAY APPLICATION ON IA 10/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 19/2016
IA No. 19/2016 - AMENDMENT IN CAUSE TITLE
IA No. 10/2015 - STAY APPLICATION
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 344/2016 (XVII)
(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
2/2016
FOR STAY APPLICATION ON IA 3/2016
IA No. 2/2016 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
IA No. 3/2016 - STAY APPLICATION)
C.A. No. 498/2016 (XVII)
(FOR STAY APPLICATION ON IA 2/2016
FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 3/2016

FOR [PERMISSION TO FILE ANNEXURES] ON IA 4/2016
IA No. 3/2016 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
IA No. 4/2016 - PERMISSION TO FILE ANNEXURES
IA No. 2/2016 - STAY APPLICATION)
C.A. No. 497/2016 (XVII)
(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
2/2016
FOR [PERMISSION TO FILE ANNEXURES] ON IA 3/2016
IA No. 2/2016 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
IA No. 3/2016 - PERMISSION TO FILE ANNEXURES)
C.A. No. 493/2016 (XVII)
(FOR STAY APPLICATION ON IA 2/2016
FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 3/2016

FOR [PERMISSION TO FILE ANNEXURES] ON IA 4/2016
IA No. 3/2016 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
IA No. 4/2016 - PERMISSION TO FILE ANNEXURES
IA No. 2/2016 - STAY APPLICATION)
C.A. No. 14624/2015 (XVII)
(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
2/2015
FOR STAY APPLICATION ON IA 3/2015
IA No. 2/2015 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
IA No. 3/2015 - STAY APPLICATION)
C.A. No. 13550/2015 (XVII)
(FOR EX-PARTE STAY ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - EX-PARTE STAY)
C.A. No. 13705-13711/2015 (XVII)

(FOR EX-PARTE STAY ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 8/2016
IA No. 8/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - EX-PARTE STAY)
C.A. No. 13590/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 13587/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 13586/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 13585/2015 (XVII)
(FOR EX-PARTE STAY ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - EX-PARTE STAY)
C.A. No. 13591/2015 (XVII)
(FOR EX-PARTE STAY ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - EX-PARTE STAY)
C.A. No. 13538/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 13588/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 13593/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 13595-13596/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 3/2016
IA No. 3/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 13584/2015 (XVII)
(FOR EX-PARTE STAY ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE

IA No. 1/2015 - EX-PARTE STAY)
C.A. No. 13574/2015 (XVII)
(FOR EX-PARTE STAY ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - EX-PARTE STAY)
C.A. No. 13681/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 13581-13582/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 13592/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 13699/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 13697/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 13698/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 13680/2015 (XVII)
(FOR STAY APPLICATION ON IA 1/2015
FOR AMENDMENT IN CAUSE TITLE ON IA 2/2016
IA No. 2/2016 - AMENDMENT IN CAUSE TITLE
IA No. 1/2015 - STAY APPLICATION)
C.A. No. 3099/2016 (XVII)
(FOR STAY APPLICATION ON IA 2/2016
FOR ON IA 4/2016
FOR [PERMISSION TO FILE ANNEXURES] ON IA 5/2016
FOR [PERMISSION TO FILE ANNEXURES] ON IA 6/2016
IA No. 4/2016 - Directions
IA No. 6/2016 - PERMISSION TO FILE ANNEXURES
IA No. 5/2016 - PERMISSION TO FILE ANNEXURES
IA No. 2/2016 - STAY APPLICATION)
C.A. No. 6022-6044/2016 (XVII)
(FOR STAY APPLICATION ON IA 47/2016
FOR PERMISSION TO FILE LENGTHY LIST OF DATES ON IA 70/2016
FOR AMENDMENT IN CAUSE TITLE ON IA 93/2016
IA No. 93/2016 - AMENDMENT IN CAUSE TITLE

IA No. 70/2016 - PERMISSION TO FILE LENGTHY LIST OF DATES
IA No. 47/2016 - STAY APPLICATION)
SLP(C) No. 20219/2016 (III)

C.A. No. 8646-8648/2018 (XVII)
(FOR ADMISSION and I.R. and IA No.114175/2018-CONDONATION OF DELAY
IN FILING and IA No.114180/2018-EXEMPTION FROM FILING C/C OF THE
IMPUGNED JUDGMENT and IA No.114178/2018-STAY APPLICATION)

Date : 16-07-2019 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MR. JUSTICE S. ABDUL NAZEER
HON'BLE MR. JUSTICE M.R. SHAH

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Mr. Somiran Sharma, AOR
Mr. Manju Bajpai, Adv.
Mr. Jagjeet Sahani, Adv.
Mr. Tushar Bhardwaj, Adv.
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Mr. U. Hazarika, Adv.
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Mr. P.R. Raske, Adv.
Ms. Sumita Hazarika, AOR

Mr. Arvind Kumar Sharma, AOR

Ms. Shikha Sarin, Adv.
Mr. Rahul Narayan, AOR

Mr. B. Krishna Prasad, AOR

Mr. Gautam Narayan, AOR

Mr. Rahul Kumar, Adv.
Mr. Chetanya Singh, Adv.
Mr. Ilesh Sukla, Adv.

Mr. Rajan Narain, AOR
Mr. S. Das, Adv.

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For M/s. Corporate Law Group

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Mr. D.S. Mahra, AOR

Ms. Dharitry Phookan, AOR

Mr. Praveen Kumar, AOR

Mr. Gaurav Kejriwal, AOR

Mr. E. C. Agrawala, AOR

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Mr. Ravi S. Chouhan, Adv.
Mr. Swetank Shantanu, AOR

Mr. Sunil Kumar Jain, AOR

Mr. Kishore Kunal, AOR

Mr. Mohit Paul, AOR
Ms. Maneesha Dhir, Adv.
Ms. Sunaina Phul, Adv.

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Mr. Pardeep Dahiya, Adv.

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Mr. Pukhrambam Ramesh Kumar, AOR
Ms. Alvia Ahmed, Adv.

Mr. Rohit Mahajan, Adv.
Mr. Rohit Tripathy, Adv.
For M/s. Dua Associates

Mr. Rohit Choudhary, Adv.
Ms. Preeti Khiwani, Adv.
Ms. B. Vijayalakshmi Menon, AOR

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

List tomorrow i.e. on 17.07.2019.

(NARENDRA PRASAD)
COURT MASTER

(JAGDISH CHANDER)
COURT MASTER