

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
WRIT PETITION (CIVIL) NO(s). 223 OF 2009

M/S NOVA ADS

Petitioner(s)

VERSUS

METROPOLITAN TANSP.CORP.& ORS.
(With appln(s) for stay and office report)

Respondent(s)

Date: 11/01/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR
HON'BLE MR. JUSTICE G.S. SINGHVI

For Petitioner(s) Mr. K.V. Vishwanathan, Sr. Adv.
Mr. Rangnath Basant, Adv.
Ms. Liz Mathew, Adv.

For Respondent(s) Mr. Mohan Parasaran, ASG.
Mr. T. Harish Kumar, Adv.

Mr. Yogesh Kanna, Adv.
Mr. Prabhu Ramasubramanian, Adv.
Mr. V.N. Raghupathy, Adv.

R3to6&8 Mr. A.K. Ganguli, Sr. Adv.
Mr. Nikhil Nayyar, Adv.-on-record
Mr. TVS Raghavendrabreyas, Adv.

Mr. S. Thananjayan, Adv.

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

This writ petition has been filed for recall of the order passed by this Court on 30th June, 2008, in SLP(C)No.16908 of 2006, filed by the Metropolitan Transport Corporation against one K.S. Kumar Raja & Anr., together with two other Special Leave Petitions filed by some of the private parties, namely, AIM Associates Ltd. and M/s.Front Line Media etc.

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2. By virtue of the said order, on a submission made by the parties that a settlement has been arrived at, we had disposed of the Special Leave Petitions on the basis of such submissions.

3. In this writ petition, it has been sought to

be indicated that the said order had been passed despite an earlier order in the same matter.

4. Having heard learned counsel for the respective parties and in particular Mr. Mohan Parasaran, learned ASG, that the subject-matter of the Special Leave Petitions was confined to 500 bus shelters, out of which a number of shelters had already been constructed to a large extent, we recall the order which we had passed earlier on 30th June, 2008, and restore all the three Special Leave Petitions to file. We also, however, clarify that such order had been passed upon agreement by the parties at that stage. We also clarify that whatever steps that have been taken so far on the basis of the said order, will be subject to the final result of the Special Leave Petitions.

5. This order is passed without prejudice to the rights and contentions of the parties at the time of the hearing of the Special Leave Petitions.

6. Let these matters be released from this Bench and be listed before the Regular Bench on 23rd February, 2011, at 2.00 P.M. for final disposal.

7. Liberty given to file additional documents.

(Sheetal Dhingra)
Court Master

(Juginder Kaur)
Court Master