

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(s).23990/2009

(From the judgment and order dated 10/09/2009 in WPT No. 1336/2007 of The HIGH COURT OF CHATTISGARH AT BILASPUR)

STEEL AUTHORITY OF INDIA LTD.

Petitioner(s)

VERSUS

STATE OF CHHATISGARH & ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T., permission to file addl. documents and with prayer for interim relief and office report)

WITH

SLP(C) NO. 24430 of 2009 - With prayer for interim relief & O/Report

SLP(C) NO. 24822 of 2009 - With prayer for interim relief & O/Report

Date: 05/10/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.H. KAPADIA

HON'BLE MR. JUSTICE AFTAB ALAM

For Petitioner(s)

Mr. Harish N. Salve, Sr. Adv.
Mr. R.F. Nariman, Sr. Adv.
Mr. Jagdeep Dhankar, Sr. Adv.
Mr. Ravindra Srivastava, Sr. Adv.
Mr. Sunil Kumar Jain, Adv.
Mr. Aneesh Mittal, Adv.

Dr. Debi Prasad Pal, Sr. Adv.
Mr. K.V. Mohan, Adv.
Mr. Ananda Sen, Adv.

Mr. Ravindra Shrivastava, Sr. Adv.
Mr. Akshat Shrivastava, Adv.
Mr. P.P. Singh, Adv.
Mr. Inderjeet Yadav, Adv.

For Respondent(s)

Mr. C.S. Vaidyanathan, Sr. Adv.
Mr. Atul Jha, Adv.

2

Mr. Dharmendra Kumar Sinha, Adv.

UPON hearing counsel the Court made the following

O R D E R

Since sometimes unscrupulous statements are being published in a section of the press, which affects the Institutional Integrity of the Courts, when the above special leave petitions came for hearing one of us, Kapadia, J., declared in Court (which practice has been followed even in the past) that he is holding some shares in a few companies in terms of Clause (11) of the

Resolution of the Full court dated 7.5.1997 which reads as follows:

"(11) A Judge shall not hear and decide a matter in which a company in which he holds shares is concerned unless he has disclosed his interest and no objection to his hearing and deciding the matter is raised."

It may be noted that in all there are 800 pending special leave petitions in which levy of Entry Tax has been challenged in which common issues arise for determination.

Learned counsel appearing before us stated that they have no objection to the matter being taken up by this Bench.

Stay granted on 16th September, 2009 in S.L.P.(C) No. 23990 of 2009 to continue until further orders.

To come up on 6th November, 2009.

List S.L.P.(C) No.....D 30022 of 2009 along with these matters.

(S. Thapar)
PS to Registrar

(Madhu Saxena)
Court Master

3

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

S.L.P.(CIVIL) NO. 23990 OF 2009

STEEL AUTHORITY OF INDIA LTD.

...APPELLANT (S)

VERSUS

STATE OF CHHATISGARH & ORS.

...RESPONDENT(S)

WITH

S.L.P.(C) NOS. 24430/09 & 24822/09

O R D E R

Since sometimes unscrupulous statements are being published in a section of the press, which affects the Institutional Integrity of the Courts, when the above special leave petitions came for hearing one of us, Kapadia, J., declared in Court (which practice has been followed even in the past) that he is holding some shares in a few companies in terms of Clause (11) of the Resolution of the Full court dated

7.5.1997 which reads as follows:

"(11) A Judge shall not hear and decide a matter in which a company in which he holds shares is concerned unless he has disclosed his interest and no objection to his hearing and deciding the matter is raised."

It may be noted that in all there are 800 pending special leave petitions in which levy of Entry Tax has been challenged in which common issues arise for determination.

4

Learned counsel appearing before us stated that they have no objection to the matter being taken up by this Bench.

Stay granted on 16th September, 2009 in S.L.P.(C) No. 23990 of 2009 to continue until further orders.

To come up on 6th November, 2009.

List S.L.P.(C) No.....D 30022 of 2009 along with these matters.

.....J.
[S.H. KAPADIA]

New Delhi,
September 05, 2009.

.....J
[AFTAB ALAM]