

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

I.A. NOS.327-651/2009 in
Petition(s) for Special Leave to Appeal (C) Nos.14454-14778/2008

STATE OF ORISSA & ORS. Petitioner(s)

VERSUS

M/S RELIANCE INDUSTRIES LTD. & ORS. Respondent(s)

(For stay, and office report)

With I.A. No.2 in S.L.P. (C) No.15723 of 2009
(For vacation of ex-parte stay and order of this court dated
08/07/2009 and office report)

S.L.P. (C) No.23990 of 2009
(With appln.(s) for permission to file additional documents,
exemption from filing O.T., prayer for interim relief and
office report)

S.L.P. (C) No.24430 of 2009
(With prayer for interim relief)

S.L.P. (C) No.24822 of 2009
(With prayer for interim relief and office report)

S.L.P. (C) No.26509 of 2009
(With prayer for interim relief and office report)

S.L.P. (C) No.28696 of 2009
(With appln.(s) for exemption from filing O.T. and prayer for
interim relief)

S.L.P. (C) No.29868 of 2009
(With prayer for interim relief and office report)

S.L.P. (C) No.30383 of 2009
(With prayer for interim relief and office report)

S.L.P. (C) No.35038 of 2009
(With prayer for interim relief and office report)

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S.L.P. (C) No.33176 of 2009
(With prayer for interim relief and office report)

I.A.No.4 in C.A.No.3455 of 2002
(For clarification/modification of Court's order and
office report)

I.A.no.2 in C.A.No.8242 of 2003
(For modification of Court's order and office report)

Date: 21/01/2010 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.H. KAPADIA
HON'BLE MR. JUSTICE H.L. DATTU

For Petitioner(s)
-St. of Orissa: Mr. Rakesh Dwivedi, Sr.Adv.
Ms. Kirti Renu Mishra, Adv.
Mr. Shantanu Krishna, Adv.
Ms. Mukti Chowdhary, Adv.
Ms. Preetika Dwivedi, Adv.

-St. of Jharkhand: Ms. Niranjana Singh, Adv.
Mrs. Prema Kumar Singh, Adv.
Mr. B.B. Singh, Adv.

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

in SLP 26509/09: Dr. Debi Prosad Pal, Sr.Adv.
Mr. Ananda Sen, Adv.
Mr. K.V. Mohan, Adv.

IA 4 in CA 3455/02: Mr. A.K. Ganguli, Sr.Adv.
Mr. Rajiv Agnihotri, Adv.
Mr. Rajesh Kumar, Adv.
Mr. Kaushal K.L. Gautam, Adv.

IA 2 in CA 8242/03: Mr. A.K. Ganguli, Sr.Adv.
Mr. Nikhil Nayyar, Adv.

Ms. Vijayalakshmi Menon, Adv.
Ms. Preeti Khiwani, Adv.

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For Respondent(s)
-St. of Chhattisgarh: Mr. C.S. Vaidyanathan, Adv.
Mr. Atul Jha, Adv.
Mr. Dharmendra Kumar Sinha, Adv.

Reliance Industries: Mr. Harish N. Salve, Sr.Adv.
Dr. Debi Prosad Pal, Sr.Adv.
Mr. A. Majumdar, Adv.
Ms. Bina Gupta, Adv.
Mr. Ankur Saigal, Adv.
Mr. Gaurav Singh, Adv.

For SAIL: Mr. Harish N. Salve, Sr.Adv.
Mr. R.F. Nariman, Sr.Adv.
Mr. Jagdeep Dhankar, Sr.Adv.
Mr. Ravindra Shrivastava, Sr.Adv.
Mr. Sunil Kumar Jain, Adv.
Mr. Bibek A. Mohanti, Adv.
Mr. Aneesh Mittal, Adv.

Bhshuhan Steel: Mr. R.F. Nariman, Sr.Adv.
Ms. Ranjana Roy Gawai, Adv.
Mr. Shailesh Suman, Adv.

Ms. Subhalakshmi V.B., Adv.
Mr. S. Ravi Shankar, Adv.
Mr. Y. Nachiar, Adv.

Mr. L.N. Rao, Sr.Adv.
Mr. P.B. Suresh, Adv.
Mr. Vipin Nair, Adv.
Mr. Vivek Sharma, Adv.
for M/s. Temple Law Firm, Adv.

Mr. Dayan Krishnan, Adv.
Mr. Gautam Narayan, Adv.

Mr. Nikhil Menon, Adv.
Mr. Nikhil Nayyar, Adv.

Mr. Shambhu Prasad Singh, Adv.
Mr. Prem Sunder Jha, Adv.
Mr. M.D. Pandeya, Adv.

Mr. Shambhu Prasad Singh, Adv.
Ms. Manjula Gupta, Adv.
Mr. Prashanta Jha, Adv.

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Mr. Ashoke Panigrahi, Adv.
Mr. S.S. Das, Adv.
Mr. Satya Mitra Garg, Adv.

RCIL & RCL:

Ms. Manali Singhal, Adv.
Mr. Abhijat P. Medh, Adv.

Mr. R.M. Patnaik, Adv.
Mr. Hara Prasad Sahu, Adv.
Mr. V.K. Sidharthan, Adv.

Essar Steel, Orissa:

Mr. Bikas Kargupta, Adv.
Mr. Sachin Das, Adv.
Mr. Choudhury Satyajit Misra, Adv.
Mr. Abhijit Sengupta, Adv.

Mr. S.K. Das, Adv.
for Mr. Ajay Choudhary, Adv.

Mr. Ejaj Maqbool, Adv.
Ms. Garima Kapoor, Adv.
Mr. Rajesh Jain, Adv.

Mr. Dhruv Agarwal, Sr.Adv.
Mr. Praveen Kumar, Adv.

Mr. U.A. Rana, Adv.
Mrs. M. Majumdar, Adv.
Ms. Priyanka Dayal, Adv.
for M/s. Gagrat & Co., Adv.

Mr. Shambhu Prasad Singh, Adv.
Ms. Punam Kumar, Adv.

Mr. Ashok Parija, Sr.Adv.
Mr. R.M. Patnaik, Adv.
Mr. Gaurav Kejriwal, Adv.

Mr. Ajay Aggarwal, Adv.
Mr. Rajan Narain, Adv.

Mr. S. Ganesh, Sr.Adv.
Mr. Mahesh Agarwal, Adv.
Ms. Radhika Gautam, Adv.
for Mr. E.C. Agarwala, Adv.

Mr. Ashish Gopal Garg, Adv.
Ms. Shweta Garg, Adv.

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Mr. Janaranjan Das, Adv.
Mr. Swetaketu Mishra, Adv.
Mr. P.P. Nayak, Adv.

Mr. Dharmendra Rautray, Adv.
Ms. Ginny J. Rautray, Adv.
Mrs. Kanchan Kaur Dhodi, Adv.

Mr. Anil K. Kher, Sr. Adv.
Mr. Bhargava V. Desai, Adv.
Mr. Rahul Gupta, Adv.
Mr. Nikhil Sharma, Adv.

Mr. Farrukh Rasheed, Adv.
Dr. Harsh Pathak, Adv.
Mr. V.N. Raghupathy, Adv.

Mr. Sanjeev Panigrahi, Adv.
Mr. Siddhartha Chowdhury, Adv.

Mr. Shibashish Misra, Adv.
Ms. Indra Sawhney, Adv.
Mr. Lakshmi Raman Singh, Adv.
Mr. Pranab Kumar Mullick, Adv.
Mr. Milind Kumar, Adv.
Ms. Kiran Suri, Adv.
Ms. K.V. Bharathi Upadhyaya, Adv.
Mr. Rameshwar Prasad Goyal, Adv.
Mr. C.N. Sreekumar, Adv.
Ms. Asha G. Nair, Adv.
Mr. Kamal Mohan Gupta, Adv.

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

I.A.No.327-651 in S.L.P.(C) Nos.14454-14778/2008:
(Orissa Matters):

Place the matter on 28th January, 2010.

S.L.P.(C) Nos.23990, 24430, 24822, 26509, 28696,
29868, 30383, 35038 and 33176 of 2009 (Chhattisgarh
Matters):

Place the matters on 3rd February, 2010.

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As far as the assessee Steel Authority of
India (SAIL) is concerned, prima facie, we are
satisfied, subject to passing of further orders,
that substantial amount has been paid towards
outstanding liability. We direct State not to
withhold issuance of 'C' Forms as far as SAIL is
concerned, pending further orders.

The State is insisting that further
deposits should be made by SAIL. This question
will be decided on the next date of hearing subject
to the Department furnishing requisite details we

have called for. In the meantime, the SAIL will continue to pay taxes towards the current liability every month.

Pleading to be completed in the interim relief application by the next date of hearing.

I.A.No.2 in S.L.P.(C) No.15723/2009 (Jharkhand Matter):

No orders.

I.A.No.2 in C.A.No.8242/2003 & I.A.No.4 in
C.A.No.3455/2002 (Haryana Matters):

No orders.

(N. ANNAPURNA)
COURT MASTER

(MADHU SAXENA)
COURT MASTER