

ITEM NO.101 & 102

COURT NO.4

SECTION XI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

CIVIL APPEAL NO(s). 2608 OF 2011

U.P.POWER CORP.LTD.

Appellant (s)

VERSUS

RAJESH KUMAR & ORS.

Respondent(s)

(With appln(s) for permission to file additional documents,
exemption from filing O.T. and impleadment)

WITH

SLP(C) NO. 10217 of 2011

(With appln. for exemption from filing OT, prayer for interim
relief and office report)

SLP(C) NO. 15114 of 2011

(With prayer for interim relief and office report)

SLP(C) NO. 20577-20579 of 2011

(With appln. for exemption from filing OT, prayer for interim
relief and office report)

Civil Appeal NO. 2605 of 2011

(With appln. for exemption from filing O.T.)

Civil Appeal NO. 2607 of 2011

(With appln. for permission to file additional documents and
exemption from filing O.T.)

Civil Appeal NO. 2609 of 2011

(With appln. for exemption from filing O.T.)

Civil Appeal NO. 2610 of 2011

(With appln. for exemption fro filing O.T.)

Civil Appeal NO. 2614 of 2011

(With appln. for exemption fro filing O.T.)

Civil Appeal NO. 2616 of 2011

(With appln. for exemption fro filing O.T. and permission to
file additional documents)

Civil Appeal NO. 2629 of 2011

C.A. No. 2608 of 2011

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Civil Appeal NO. 2675 of 2011

...2/-

Civil Appeal NO. 2676 of 2011

Civil Appeal NO. 2677 of 2011

(With appln. for permission to file additional documents and
exemption from filing O.T.)

Civil Appeal NO. 2678 of 2011

Civil Appeal NO. 2679 of 2011
(With appln. for permission to file additional documents,
exemption from filing OT and impleadment)

Civil Appeal NO. 2729 of 2011

Civil Appeal NO. 2730 of 2011

Civil Appeal NO. 2737 of 2011

S.L.P.(C)...CC NO. 4420 of 2011
(With appln. for permission to file SLP and office report)

S.L.P.(C)...CC NO. 4421 of 2011
(With appln. for permission to file SLP, prayer for interim
relief and office report)

S.L.P.(C)...CC NO. 4431 of 2011
(With appln. for permission to file SLP and office report)

Civil Appeal NO. 4691 of 2011
(With appln. for permission to file lengthy list of dates)

Civil Appeal NO. 4697 of 2011
(With appln. for permission to file lengthy list of dates)

Civil Appeal NO. 4699 of 2011

S.L.P.(C)...CC NO. 5070 of 2011
(With appln. for permission to file SLP, prayer for interim
relief and office report)

S.L.P.(C)...CC NO. 5580 of 2011
(With appln. for permission to file SLP, prayer for interim
relief and office report)

S.L.P.(C)...CC NO. 6362 of 2011
(With appln. for permission to file SLP, prayer for interim
C.A. No. 2608 of 2011

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relief and office report)

S.L.P.(C)...CC NO. 6482 of 2011
(With appln. for permission to file SLP, prayer for interim
relief and office report)

....3/-

S.L.P.(C)...CC NO. 7037 of 2011
(With appln. for permission to file SLP, prayer for interim
relief and office report)

S.L.P.(C)...CC NO. 7042 of 2011
(With appln.f or permission to file SLP, prayer for interim
relief and office report)

S.L.P.(C)...CC NO. 7058 of 2011
(With appln. for permission to file SLP, prayer for interim
relief and office report)

CIVIL APPEAL NO(s). 2622 OF 2011

STATE OF U.P.

Appellant (s)

VERSUS

BRIJ BHUSHAN SHARMA & ANR.

Respondent(s)

(With appln(s) for impleadment)

WITH

R.P.(C) NO. 260 of 2010 IN C.A. No. 6188/2009

Civil Appeal NO. 2611 of 2011
(With appln. for directions)

Civil Appeal NO. 2612 of 2011

Civil Appeal NO. 2613 of 2011

Civil Appeal NO. 2623 of 2011

Civil Appeal NO. 2624 of 2011
(With appln. for stay)

Civil Appeal NO. 2682-2683 of 2011

Civil Appeal NO. 2684 of 2011
C.A. No. 2608 of 2011

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Civil Appeal NO. 2881 of 2011

Civil Appeal NO. 2884-2885 of 2011

Civil Appeal NO. 2886 of 2011
(With appln. for impleadment)

Civil Appeal NO. 2908 of 2011

Civil Appeal NO. 2909 of 2011

....4/-

Civil Appeal NO. 2944-2945 of 2011

Date: 13/10/2011

These Appeals/Petitions/Applications were
called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI
HON'BLE MR. JUSTICE DIPAK MISRA

For Appellant(s)
in CA 2608

Mr. K.K. Venugopal, Sr. Adv.
Mr. P.S. Patwalia, Sr. Adv.
Mr. Satish Chandra Misra, Sr. Adv.
Mr. Shail Kumar Dwivedi, AAG.
Mr. Aman Preet Singh, Adv.
Mr. Ashok K. Mahajan, Adv.
Mr. Ankur Talwar, Adv.
Mr. Sanchit Asthana, Adv.
Mr. Rajat Singh, Adv.
Mr. Ankur Mittal, Adv.

In CA 2605, 2609,
2610 & 2629

Mr. P.S. Patwalia, Sr. Adv.

Ms. Naresh Bakshi, Adv.
Mr. Sanchit Asthana, Adv.
Mr. Tushar Bakshi, Adv.
Mr. Ajay Singh, Adv.

In CA 2678

Dr. Abhishek Manu Singhvi, Sr. Adv.
(Present on 13.11.2011)
Mr. Tushar Bakshi, Adv.
Mr. Rajat Singh, Adv.
Ms. Naresh Bakshi, Adv.
Mr. Ranjith, Adv.
Mr. Jaiveer Shergill, Adv.

C.A. No. 2608 of 2011

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In CA 2729

Mr. Ajay Singh, Adv.
Mr. Tushar Bakshi, Adv.
Mr. Naresh Bakshi, Adv.

In CA 2679, 4697 &
2614, 4691/State
of UP

Mr. Soli J. Sorabjee, Sr. Adv.
Mr. T.R. Andhiyarujina, Sr. Adv.
Mr. K.K. Venugopal, Sr. Adv.(NP on 18.11.2011)
Mr. Raju Ramachandran, Sr. Adv.(Since 18.10.2011)
Mr. Satish Chandra Mishra, Sr. Adv.
Mr. P.S. Patwalia, Sr. Adv.
Mr. Shail Kumar Dwivedi, AAG.
Mr. Ardhendumauli Kr. Prasad, Adv.
Mr. Manoj Kumar Dwivedi, Adv.
Mr. G. Venkateswara Rao, Adv.

...5/-

Mr. Abhinav Srivastava, Adv.
Mr. Aviral Shukla, Adv.
Mr. Ankur Mittal, Adv.
Mr. Ashutosh Sharma, Adv.
Ms. Pooja Dharm Adv.
Mr. Soumik Ghosal, Adv.
Mr. P.N. Gupta, Adv.

In CA 2737

Mr. P.P. Rao, Sr. Adv.(NP on 19.11.2011)
Mr. R.K. Gupta, Adv.
Mr. S.K. Gupta, Adv.
Mr. M.K. Singh, Adv.
Mr. Shekhar Kumar, Adv.

In CA 2607

Mr. Rakesh Dwivedi, Sr. Adv.(NP on 18.11.2011)
Mr. T. Srinivas Murthy, Adv.
Ms. Preetika Dwivedi, Adv.
Ms. Mukti Chaudhary, Adv.
Ms. Sanskriti Pathak, Adv.
Mr. Senthil Jagadeesan, Adv.

In CA 2677 & 2675

Mr. Ashok K. Mahajan, Adv.

In CA 2730, SLP..
CC 4420,4421, 4431,
5580, 5070, 6362, 6482,
7042, 7058 & 7037

Mr. Rakesh Dwivedi, Sr. Adv.(NP on 18.11.2011)
Mr. Satya Mitra, Adv.
Mr. Rakesh Kumar Gupta, Adv.
Mr. D.N. Pandey, Adv.

In CA 2676 &
SLP 15114

Mr. Manoj Gorkela, Adv.
Mr. K.K. Goutam, Adv.
Ms. Mridula Ray Bharadwaj, Adv.

C.A. No. 2608 of 2011

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In CA 2616, 4699,
2886, 2624 & RP 260 Mr. Pradeep Misra, Adv.

in SC 20577-79,
CA 2622, 2611,
2623, 2684, 2682-83,
2613 Mr. G.V. Rao, Adv.

In SC 10217 Mr. Vishwajit Singh, Adv.

In CA 2908 Mr. Kumar Parimal, Adv.
Mr. Sanjeev K. Choudhary, Adv.
Mr. A.P. Mayee, Adv.

In CA 2909 Mr. Ranjit Kumar, Sr. Adv.
Mr. Kumar Parimal, Adv.
Mr. Sanjeev K. Choudhary, Adv.
Mr. A.P. Mayee, Adv.

In CA 2881 Mr. V.A. Mohta, Sr. Adv.
Mr. Kumar Parimal, Adv.
Mr. Sanjeev K. Choudhary, Adv.
Mr. Nilkanth Nayak, Adv.
Mr. Aniruddha P. Mayee, Adv.

...6/-

In CA 2612 Mr. Prashant Chaudhary, Adv.
Mr. Anuvrat Sharma, Adv.

In CA 2884-85 Mr. Abhishek Chaudhary, Adv.

In CA 2944-45 Mr. Vishwajit Singh, Adv.
For M/s. Vidhi International, Advs.

For Applicant (s)
IA 4 in CA 2608 Mr. Naresh Kaushik, Adv.
Mr. Sanjeev K. Bhardwaj, Adv.
Ms. Lalitha Kaushik, Adv.

For Applicant in
CA 2622 Mr. Mukesh Verma, Adv.
Mr. Pawan Shukla, Adv.
Mr. Yash Pal Dhingra, Adv.

For Respondent(s)
For RR 1 & 2
In CA 2608 Mr. Shanti Bhushan, Sr. Adv.
Dr. Rajeev Dhawan, Sr. Adv.
Mr. Kumar Parimal, Adv.
Mr. Aniruddha P. Mayee, Adv.
Mr. Sanjeev K. Choudhary, Adv.
Mr. Ajay Singh, Adv.
Mr. Manish Pratap Singh, Adv.

C.A. No. 2608 of 2011

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For all rrs
In CA 2679 Dr. Rajeev Dhawan, Sr. Adv.
Mr. Kumar Parimal, Adv.
Mr. Sanjeev K. Choudhary, Adv.
Mr. Ajay Singh, Adv.
Mr. Ajit Singh, Adv.
Mr. Manish Pratap Singh, Adv.
Mr. Aniruddha P. Mayee, Adv.

For RR 1 in
CA 2607 Mr. Vinod A. Bobde, Sr. Adv.
Mr. Kumar Parimal, Adv.
Mr. Sanjeev K. Choudhary, Adv.
Mr. Aniruddha P. Mayee, Adv.

For Rrs 1-3 & 5
In CA 2677

Mr. Ranjit Kumar, Sr. Adv.
Mr. Kumar Parimal, Adv.
Mr. Sanjeev K. Choudhary, Adv.
Mr. Ajay Singh, Adv.
Mr. Manish Pratap Singh, Adv.
Mr. Aniruddha P. Mayee, Adv.

In CA 2616

Mr. Uday U. Lalit, Sr. Adv.
(NP on 18.11.2011 & 19.11.2011)
Mr. Rajan Roy, Adv.
Mr. Aniruddha P. Mayee, Adv.

...7/-

For RR in SLP 15114

Mr. A. Subba Rao, Adv.

For RR 8 in CA 2886

Mr. Shailendra Tiwary, Adv.
Mr. Aniruddha P. Mayee, Adv.

In CA 2675, RR 2 in 2629 &
2737, RR 17 & 22 in 2676,
RR 1-9 in 2678, RR 12 in 2730
RR 1,2,4-21 in CA 2610, RR 1,
2, 4, 6 & 8 in CA 2616,RR 1-6,
7-9 & 11 in CA 2609, RR2 in
CA 2729 & RR 1 & 2 in CA 2605,
4691, CA 4697, CA 4699 & 20577-79

Mr. Kumar Parimal, Adv.
Mr. Sanjeev K. Choudhary, Adv.
Mr. Aniruddha P. Mayee, Adv.

In SC 10217

Mr. Prem Prakash, Adv.

IN CA 2622, Rrs 1-3
C.A. No. 2608 of 2011

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in CA 2611 RR 3 in
CA 2623, Rrs 1-4 in
CA 2684, RR 7 in
CA 2886, All RRS in
CA 2612, RR 2 in CA
2884-85, RR 1 in CA
2682-83, RR 4 in CA
2613, RR 14 in CA 2614,
RR 3 in CA 2944-45,
CA 2624 & in RP 260

Mr. Kumar Parimal, Adv.
Mr. Sanjeev K. Choudhary, Adv.
Mr. A.P. Mayee, Adv.

In CA 2908, 2881,
RR 1 in CA 2909

Mr. Pradeep Misra, Adv.

For RR 8 In CA 2623

Mr. P.K. Manohar, Adv.

For RR 2 in CA 2684

Mr. C.D. Singh, Adv.

For RR 8 in CA 2886

Mr. P.V. Yogeswaran, Adv.

For RR 2 in CA 2682-83

Mr. A.K. Singh, Adv.

UPON hearing counsel the Court made the following

Mr. Soli J. sorabjee, learned Senior Counsel for the State of U.P. commenced his arguments at 10:30 A.M. and concluded at 11:45 A.M. Thereafter

Mr. K.K. Venugopal, learned Senior Counsel for the State made his submissions till 12:50 P.M.

Mr. P.P. Rao, learned Senior Counsel for the appellants in CA No. 2737/2011 addressed the Court for twenty minutes. Mr. Rakesh K. Dwivedi,

learned Senior Counsel for appellants in CA No. 2607 of 2011 made his submissions till 2:50 P.M.

Thereafter, Dr. Abhishek Manu Singhvi, learned

C.A. No. 2608 of 2011

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Senior Counsel appearing for the appellants in CA No. 2678/2011, Mr. T.R. Andhiyarujina, learned Senior Counsel, Mr. P.S. Patwalia, learned Senior Counsel appearing for the appellants in CA Nos. 2605, 2609, 2610 and 2629 of 2011 made their submissions for fifteen minutes each.

Then Mr. A. Subba Rao, learned counsel for respondents in SLP(C) 15114 of 2011 addressed the Court. Mr. Shanti Bhushan, learned Senior Counsel for respondents 1 and 2 in CA No. 2608 of 2011 commenced his submissions at 3:30 p.m. and was on his legs when the Court rose for the day leaving the matters part-heard.

[KALYANI GUPTA]
COURT MASTER
ITEM NO. 101 & 102

[A.S. BISHT]
COURT MASTER
COURT NO. 3

[INDU SATIJA]
COURT MASTER
SECTION XI

DATE: 18/10/2011

CORAM & APPEARANCE: SAME AS ABOVE

Mr. Shanti Bhushan, learned Senior Counsel

resumed his arguments at 10:50 A.M. and was on his legs when the Court rose for the day leaving the matters part-heard.

C.A. No. 2608 of 2011

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[KALYANI GUPTA]
COURT MASTER

[A.S. BISHT]
COURT MASTER

[INDU SATIJA]
COURT MASTER

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ITEM NO. 101 & 102

COURT NO. 3

SECTION XI

DATE: 19/10/2011

CORAM & APPEARANCE: SAME AS ABOVE

Mr. Shanti Bhushan, learned Senior Counsel resumed his arguments at 10:30 A.M. and concluded at 3:10 P.M. Thereafter, Mr. Vinod Bobde, appearing for respondent No. 1 in CA No. 2607 made his submissions till 3:35 P.M. Then Mr. V.A. Mohta, learned Senior Counsel for appellants in CA No. 2881/2011 made his submissions till 3:50 P.M.

....10/-

Thereafter, Dr. Rajeev Dhavan, learned Senior Counsel for respondents in CA No. 2679/2011 commenced his arguments and was on his legs when the Court rose for the day leaving the matters part-heard.

C.A. No. 2608 of 2011

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[KALYANI GUPTA]
COURT MASTER

[A.S. BISHT]
COURT MASTER

[INDU SATIJA]
COURT MASTER

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ITEM NO. 101 & 102

COURT NO. 3

SECTION XI

DATE: 20/10/2011

CORAM & APPEARANCE: SAME AS ABOVE

Dr. Rajiv Dhavan, learned Senior Counsel resumed his arguments at 10:30 A.M. and concluded at 12:20 P.M. Then Mr. Ranjit Kumar, learned Senior Counsel appearing for appellants in CA No. 2909 of 2011 made his submissions till 12:40 P.M. Mr. Soli J. Sorabjee then took over to make his submissions and concluded at 3:30 P.M. Thereafter Dr. Rajeev Dhavan, learned Senior Counsel for respondents in CA No. 2679/2011 and was on his legs when the Court rose for the day leaving the matters part-heard.

[KALYANI GUPTA]
COURT MASTER

[A.S. BISHT]
COURT MASTER

[INDU SATIJA]
COURT MASTER