

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).36243/2012
(From the judgment and order dated 17/07/2012 in MB No.110/2008
of the HIGH COURT OF JUDICATURE AT ALLAHABAD, BENCH AT LUCKNOW)

M/S BALRAMPUR CHINI MILLS LTD. Petitioner(s)

VERSUS

STATE OF U.P.& ORS. Respondent(s)

(With prayer for interim relief and office report)

WITH

SLP(C) NO. 21997 of 2013

(With appln.(s) for c/delay in filing SLP and c/delay in
refiling SLP and office report)

Date: 21/04/2014 These Petitions were called on for hearing
today.

CORAM :

HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR
HON'BLE MR. JUSTICE A.K. SIKRI

For Petitioner(s) Mr. Jayant Bhushan, Sr. Adv.
Mr. Manish K.Bishnoi, Adv.
Mr. Narender H. Verma, Adv.

For Respondent(s) Dr. Abhishek Manu Singhvi, Sr. Adv.
Ms. Reena Singh, Adv.
Mr. Ardhendumauli Kumar Prasad, Adv.

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

Delay condoned in Special Leave Petition
(Civil) No.21997 of 2013.

Leave granted.

The appeals are disposed of in terms of the
signed order. No costs.

(VINOD LAKHINA)
COURT MASTER

(INDU BALA KAPUR)
COURT MASTER

(SIGNED ORDER IS PLACED ON THE FILE)
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO. 4709 OF 2014
[Arising out of Special Leave Petition (Civil)
No.36243 of 2012]

M/S BALRAMPUR CHINI MILLS LTD. ...APPELLANT
VERSUS

STATE OF U.P.& ORS. ...RESPONDENTS

WITH

CIVIL APPEAL NO. 4710 OF 2014
[Arising out of Special Leave Petition (Civil)
No.21997 of 2013]

M/S BALRAMPUR CHINI MILLS LTD.
VERSUS
STATE OF U.P.& ORS.

...APPELLANT
...RESPONDENTS

ORDER

Learned counsel for the petitioner submits that the issue which is the subject matter of the present Special Leave Petitions is also pending in the High Court in a number of matters. Learned counsel further submits that even if this Court allows the Special Leave Petitions filed by the petitioner, the issue would still have to be decided by the High Court.

Having considered the entire issue, we are of the opinion that no useful purpose will be served in keeping the special leave petitions pending in this Court.

Delay condoned in Special Leave Petition (Civil) No.21997 of 2013.

Leave granted.

...2/-

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The appeals are allowed. The judgment and order of the High Court dated 17.7.2012 is set aside. The matters are remanded back to the High Court for decision on merits along with other matters that are pending. The appellant shall be permitted to intervene in the proceedings pending in the High Court.

Needless to say, the parties are at liberty to raise all the issues raised herein before the High Court.

We request the High Court to take a decision as early as possible, in view of the fact that large number of Mills are involved in the controversy. Let all the matters be taken up for

hearing together.

The appeals are disposed of in the above terms. No costs.

.....,J.
(SURINDER SINGH NIJJAR)

.....,J.
(A.K. SIKRI)

NEW DELHI
APRIL 21, 2014