

ITEM NO.61

COURT NO.5

SECTION II

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

SPECIAL LEAVE PETITION (CRIMINAL) Diary No(s). 10168/2018

(Arising out of impugned final judgment and order dated 29-11-2017 in UN No. 5068/2017 29-11-2017 in UN No. 5067/2017 29-11-2017 in UN No. 5066/2017 16-01-2018 in CMA No. 3406/2018 29-11-2017 in UA No. 5065/2017 passed by the High Court of Judicature At Allahabad, Lucknow Bench)

THE STATE OF UTTAR PRADESH

Petitioner(s)

VERSUS

BHARAT PETROLEUM CORPORATION LTD. & ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.48502/2018-CONDONATION OF DELAY IN FILING and IA No.48508/2018-EXEMPTION FROM FILING O.T. and IA No.48507/2018-PERMISSION TO FILE SLP)

Date : 20-04-2018 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR
HON'BLE MR. JUSTICE NAVIN SINHA

For Petitioner(s) Mr. P.N. Misra, Sr. Adv.
Mr. Ankur Prakash, AOR
Mr. Ashutosh K. Sharma, Adv.
Mr. K. Luikang Michael, Adv.

For Respondent(s) Mr. Tushar Mehta, A.S.G.
Mr. Parijat Sinha, AOR
Ms. Reshmi Rea Sinha, Adv.
Mr. Rudra Dutta, Adv.

Mr. Saurabh Kripal, Adv.
Ms. Ranjeeta Rohatgi, AOR
Ms. Devanshi Singh, Adv.
Mr. Bahaar Rohatgi, Adv.

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

Permission to file the Special Leave Petitions is granted.

Delay condoned.

In case the chip is inside the dispensing Unit which is in the custody of the Investigation Officer, the petroleum company shall be permitted to replace the dispensing Unit and make the petrol pump functional. In case the chip has not been removed, the petroleum company shall be permitted to install additional dispensing unit so as to make the petrol pump functional.

This arrangement is only for the purpose of making the petrol pump functional and the same shall have no bearing on any other proceedings.

The impugned order of the High Court will stand modified to this extent.

The Special Leave Petitions shall stand disposed of in the aforesaid terms.

Pending applications, if any, also stand disposed of.

(SUSHIL KUMAR RAKHEJA)
COURT MASTER (SH)

(RENU DIWAN)
ASST. REGISTRAR