

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).10617/2010

(From the judgement and order dated 10/09/2009 in WP (C) No. 14556/2005 of The HIGH COURT OF ORISSA AT CUTTACK)

MAHANADI COALFIELDS LTD & ORS. Petitioner(s)

VERSUS

M/S. SAINIK MINING & ALLD.SER.LTD & ANR. Respondent(s)

(With appln(s) for stay, permission to place addl. documents on record and prayer for interim relief)

WITH S.L.P.(C)...CC NO. 6118 of 2010
With I.A.1 (C/delay in filing SLP and stay and office report)

Date: 12/07/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.M. PANCHAL
HON'BLE MR. JUSTICE A.K. PATNAIK

For Petitioner(s) Mr. Anip Sachthey, Adv.
Mr. Mohit Paul, Adv.
Ms. Shagun Matta, Adv.
Mr. Sherin Daniel, Adv.

For Respondent(s) Mr. R. F. Nariman, Sr. Adv.
Mr. Krishna Sharma, Adv.
Mr. A. Roy, Adv.
Mr. Riku Sharma, Adv.
Mr. Navneet Kumar, Adv.
M/S Corporate Law Group, Adv.

UPON hearing counsel the Court made the following

O R D E R

Delay condoned.

Heard the learned counsel for the parties.

This court does not find any merit in the petitions and, therefore, they are liable to be dismissed.

However, having regard to the facts of the

- 2 -

case, the direction given by the High Court in the impugned Judgment that the amount deducted from the bills of the petitioners shall be paid to them along with interest @ 8% per annum to be calculated from the date of deduction till actual date of payment is modified and it is directed that the present petitioners shall make the payment of the amount due with interest @ 6%. The learned counsel for the petitioners seeks three weeks' time to comply with the directions given in the impugned judgment. Having regard to the facts of the case, the said prayer is accepted and the petitioners directed to comply with the directions contained in the impugned judgment subject to above mentioned modification within three weeks' from today.

Subject to the modification made and direction given above, the Special Leave Petitions fail and are dismissed.

(Neetu Sachdeva)
Sr. P. A.

(Sneh Bala Mehra)
Court Master