

ITEM NO. 7 & 8

COURT NO.5

SECTION XV

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).37702/2013

(From the judgement and order dated 18/11/2013 in SBCMA No. 1862/2012 of The HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JAIPUR)

MANGALAM CEMENT LTD

Petitioner(s)

VERSUS

RAJASTHAN RAJYA VIDYUT UTP. NIGAM LTD

Respondent(s)

(With application for permission to place additional documents on record and prayer for interim relief)

SLP(C) NO. 2420 of 2014

(With application for permission to file lengthy list of dates, application for permission to file additional documents prayer for interim relief and office report)

SLP(C) NO. 3628 of 2014

(With application for permission to file additional documents, prayer for interim relief and office report)

SSLP(C) NO. 37709 of 2013

(With application for permission to place additional documents on record, prayer for interim relief and office report)

SLP(C) NO. 7012/2014

(With application for exemption from filing official translation, with prayer for interim relief and office report)

SLP(C) NO. 6512/2014

SLP(C) NO. 1130/2014

(With prayer for interim relief and office report)

SLP(C) NO. 37702/2013

Date: 04/04/2014

These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. PATNAIK
HON'BLE MR. JUSTICE N.V. RAMANA

For Petitioner(s) Mr. Mukul Rohtagi, Sr. Adv.(in SLP 37709)
 Mr. Ranjeet Kumar, Sr. Adv.(in SLP 37702)
 Mr. Amit Pawan, Adv.
 Ms. Suruchi Kaisalwal, Adv.
 Mr. Suryodaya Prakash Tiwari, Adv.

Mr. U.A. Rana, Adv.
 Ms. Mrinal Elkar Majumdar, Adv.
 Mr. Himanshu Mehta, Adv.
 For M/s. Gagrat & Co., Advs.

Mr. Shantanu Kumar, Adv.

For intervenor Mr. Paramjit Singh Patwalia, Sr. Adv.
 Mr. Samir Ali, Adv.

For Respondent(s) Mr. K.K. Venugopal, Sr. Adv.
 Mr. R.K. Agarwal, Sr. Adv.
 Mr. Ajay Choudhary, Adv.
 Mr. Rohit Bhat, Adv.
 Mr. Ankit R. Kothari, Adv.
 Mr. Ajay Singh, Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard learned counsel for the parties.

The position of generation of fly ash in the plant of the respondent Nigam is as follows:

SLP(C) NO. 37702/2013

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APPENDIX 1

POSITION OF FLYASH GENERATION UNIT-CUM-SILLOW WISE

Name of the cement company	UNIT	Installed Capacity (MW)	Fly ash handling system and storage silo	Fly ash Qty.generated daily considering running on full load (MT)	
0% of total fly ash generated to be supplied to small entrepreneurs as per MoE & F 3.11.2009 (MT)	80%				2
M/s ACC Ltd. 00	Unit # 1&2 800	2X110 MW	Common for both the units with one storage silo	1000	2
M/s Birla 80 Corporation Ltd.	Unit #3 720	210MW	Individual with one storage silo	900	1

M/s Ultratech 80 Cement Ltd.	Unit #4 720	210MW	Common for both the units with two storage silos	900	1
M/s Ultratech Cement Ltd.	Unit #5 720	210MW		900	1
M/s Shree Mangalam 0 Cement Ltd.	Unit #6 360		Individual with one storage silo	450	9
M/s Mangalam 0 Cement Ltd.	Unit #6 Path B 360	195MW	Individual with one storage silo	450	9

The petitioners/intervenors will file an

affidavit by next Friday i.e. 11th April, 2014 as to within what time they will be able to lift the 80% of saleable MT mentioned in the last column.

List the matter on 11th April, 2014.

POOR]
STER

[USHA BHARDWAJ]
A.R.-CUM-P.S.

[SHARDA KA
COURT MA