

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).4683/2012

(From the judgement and order dated 27/09/2011 in OP No.21041/1999
of the HIGH COURT OF KERALA AT ERNAKULAM)

CHAIRMAN, BOARD OF TRUSTEES, COCHIN PORT TRUST

Petitioner(s)

VERSUS

M/S AREBEE STAR MARITIME AGEN.PVT.LTD. & ORS.

Respondent(s)

(With prayer for interim relief and office report)

WITH

SLP(C) NO. 5034 of 2012

(With prayer for interim relief and office report)

SLP(C) NO. 5270 of 2012

(With prayer for interim relief and office report)

SLP(C) NO. 7600 of 2012

(With prayer for interim relief and office report)

SLP(C) NO. 7636 of 2012

(With prayer for interim relief and office report)

SLP(C) NO. 7716 of 2012

(With prayer for interim relief and office report)

SLP(C) NO. 7809 of 2012

(With prayer for interim relief and office report)

SLP(C) NO. 7813 of 2012

(With office report)

SLP(C) NO. 7864 of 2012

(With prayer for interim relief and office report)

SLP(C) NO. 8126 of 2012

(With prayer for interim relief and office report)

SLP(C) NO. 8165 of 2012

(With prayer for interim relief and office report)

Date: 30/03/2012 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE AFTAB ALAM

HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI

For Petitioner(s)

Mr. Gopal Subramaniam, Sr. Adv.

Mr. A.K. Jayasankaran Nambiar, Sr. Adv.

Mr. Ritin Rai, Adv.

....2/-

: 2 :

Mr. Siddhartha Jha, Adv.

Mr. V.K. Monga, Adv.

For Respondent(s)

Mr. S. Venkateswaran, Sr. Adv.

Mr. K.R. Shriram, Adv.

Ms. Priya, Adv.

Mr. Vikas Mehta, Adv.

Mr. Prashant S. Pratap, Adv.

Mr. Siddhartha Dave, Adv.

Ms. Jemtiben AO, Adv.

Ms. Vibha Dutta Makhija, Adv.

UPON hearing counsel the Court made the following

O R D E R

Issue notice.

Mr. Vikas Mehta, Advocate, accepts notice on behalf of respondent No.1 in Special Leave Petition (Civil) Nos. 5054, 5034 and 8162 of 2012. Ms. Vibha Dutta Makhija, Advocate, accepts notice on behalf of the respondent/caveator in Special Leave Petition (Civil) No. 7809 of 2012.

Counter affidavit, if any, may be filed by May 04, 2012. Rejoinder affidavit, if any, may be filed by July 06, 2012 with liberty to file additional documents to both sides.

During the pendency of the special leave petitions, the petitioner - Chairman, Board of Trustees, Cochin Port Trust, shall not be bound by the High Court judgment in realising ground rent for the containers.

Mr. Gopal Subramaniam, senior advocate appearing for the petitioner, however, states that no coercive measures will be taken for realising any additional amounts from the respondents.

Needless to say that this interim arrangement is only in respect of the petitioner and it does not, in any3/-

: 3 :

way, affect the tariff order made by the Tariff Authority for Major Ports. It is further clarified that any actions taken during the pendency of these petitions shall be subject to the final result of the special leave petitions. Put up for final disposal on September 11, 2012.

(N.S.K. Kamesh)
Court Master

(Sneh Bala Mehra)
Court Master