

ITEM NO.47

COURT NO.8

SECTION XVI

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

Petition(s) for Special Leave to Appeal (C) No(s). 11505/2014

(Arising out of impugned final judgment and order dated 20/03/2014 in CAN No. 2130/2014, 20/03/2014 in FMA No. 254/2012 passed by the High Court at Calcutta)

BSCPL INFRASTRUCTURE LTD

Petitioner(s)

VERSUS

M/S NATIONAL HIGHWAYS AUTHORITY OF INDIA

Respondent(s)

(With application for directions and interim relief and office report)

WITH

SLP(C) No. 13590/2014

[BSCPL INFRASTRUCTURE LTD. V. M/S. NATIONAL HIGHWAYS AUTHORITY OF INDIA]

(With application for directions, permission to file volume-II, to bring on record subsequent facts and documents, exemption from filing certified copy of the impugned judgment and Office Report)

Date : 12/12/2014 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA

HON'BLE MR. JUSTICE ABHAY MANOHAR SAPRE

For Petitioner(s) Mr. P.H. Parekh, Sr. Adv.
Mr. Kshatrashal Raj, Adv.
Mr. Vishal Prasad, Adv.
Mr. Abhishek V. Deshmukh, Adv.
For M/s. Parekh & Co., Adv.

For Respondent(s) Mr. Jos Chiramel, Adv.
Ms. Iti Johri, Adv.
Ms. Sharmila Upadhyay, A.O.R.

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

Having heard learned counsel for the petitioner as well as the sole respondent and having perused the earlier order of the Division Bench dated 13th August, 2012 and present impugned order dated 20th March, 2014, we are of the view that the grievance of the petitioner can be adequately redressed by requesting the High Court to dispose of the appeal itself once and for all.

In fact, learned counsel appearing for the sole respondent submitted that as directed by the High Court in its order dated 13th August, 2012, the respondent has complied with the requirement of filing requisite number of paper books which were used before the courts below. Though Mr. Parekh, learned senior counsel stated that such compliance was not within the time stipulated, inasmuch as, it is now stated that all papers have been filed there should be no impediment for the Division Bench to hear the appeal and dispose of finally. In fact it is also stated by the learned counsel for the respondent that the appeal is listed before the High Court in the final list for 1st December, 2014. Taking note of all the above facts, we request the

High Court to dispose of the appeal itself finally
before 31st January, 2015.

With the above observations, the Special Leave
Petitions stand disposed of.

[KALYANI GUPTA]
COURT MASTER

[SHARDA KAPOOR]
COURT MASTER