

ITEM NO.57

COURT NO.13

SECTION IX

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Miscellaneous Application No. 448/2023 in SLP(C) No. 82/2023

(Arising out of impugned final judgment and order dated 09-01-2023 in SLP(C) No. No. 82/2023 passed by the Supreme Court Of India)

GOLDEN PEACE HOTELS AND RESORTS PRIVATE LIMITED & ANR. Petitioners

VERSUS

THE STATE OF GOA & ANR.

Respondents

(IA No. 58933/2023 - MODIFICATION OF COURT ORDER)

WITH

MA 450/2023 in SLP(C) No. 209/2023 (IX)

(FOR

FOR MODIFICATION OF COURT ORDER ON IA 58907/2023

IA No. 58907/2023 - MODIFICATION OF COURT ORDER)

MA 449/2023 in SLP(C) No. 182/2023 (IX)

(FOR

FOR MODIFICATION OF COURT ORDER ON IA 58917/2023

IA No. 58917/2023 - MODIFICATION OF COURT ORDER)

MA 447/2023 in SLP(C) No. 23897/2022 (IX)

(FOR

FOR MODIFICATION OF COURT ORDER ON IA 58947/2023

IA No. 58947/2023 - MODIFICATION OF COURT ORDER)

MA 451/2023 in SLP(C) No. 263/2023 (IX)

(FOR MODIFICATION OF COURT ORDER ON IA 60714/2023

FOR DISCHARGE OF ADVOCATE ON RECORD ON IA 60716/2023

IA No. 60716/2023 - DISCHARGE OF ADVOCATE ON RECORD

IA No. 60714/2023 - MODIFICATION OF COURT ORDER)

Date : 24-03-2023 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE KRISHNA MURARI

HON'BLE MR. JUSTICE SANJAY KAROL

For Petitioner(s) Mrs. Sumita Ray, AOR

Mr. Parag Rao, Adv.

Mr. Ninad Laud, Adv.

Mr. Abhishek Pandey, Adv.

Ms. Aditi Phatak, Adv.

Mr. Ivo Dcosta, Adv.

Ms. Rashika Narain, Adv.

Mr. Sahil Tagotra, AOR

For Respondent(s)

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

This is an application seeking modification of the order dated 09.01.2023 requiring the petitioners to deposit 50 percent of the ARF demanded for the disputed period with a request to the High Court to conclude the proceedings on merits within a period of three months.

Learned counsel for the petitioners contends that although a statement to deposit 50 percent of the ARF demanded for the disputed period was made but on account of the fact that the petitioners have also to pay ARF for the current year which is approximately 30 crores and as such they would not be in a position to deposit the 50 percent as directed by this Court and thus, they seek waiver of the said condition.

We are further informed that 27.03.2023 date is fixed before the High Court for final disposal.

In view of the facts and circumstances noted hereinabove, the condition to deposit 50 percent of the ARF demanded for the disputed period is waived.

We request the High Court to decide the petition filed by the present petitioner(s) on its own merits without insisting for any deposit.

With the aforesaid observations, the miscellaneous application(s) stands disposed of.

(SONIA GULATI)
SENIOR PERSONAL ASSISTANT

(BEENA JOLLY)
COURT MASTER (NSH)