

ITEM NOS.28 + 61

ITEM NO.28

COURT NO.7

SECTION XIV

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 (C) No(s). 17007/2023

(Arising out of impugned final judgment and order dated 03-05-2023 in WP(C) No. 819/2022 passed by the High Court Of Manipur At Imphal)

THE FOOD CORPORATION OF INDIA & ORS.

Petitioner(s)

VERSUS

M/S ZENITH ENTERPRISE

Respondent(s)

(FOR ADMISSION and I.R.)

ITEM NO.61

Petition(s) for Special Leave to Appeal (C) No(s). 17434/2023

(Arising out of impugned final judgment and order dated 03-05-2023 in WPC No. 1012/2022 passed by the High Court Of Manipur At Imphal)

THE FOOD CORPORATION OF INDIA & ORS.

Petitioner(s)

VERSUS

M/S ZENITH ENTERPRISE & ANR.

Respondent(s)

([TO BE TAKEN UP ALONG WITH ITEM NO. 28 I.E. SLP(C) No. 17007/2023]..... FOR ADMISSION and I.R.)

Date : 18-08-2023 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.S. BOPANNA

HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA

For Petitioner(s) Mr. Abhay Kumar, AOR
Mr. Shagun Ruhil, Adv.
Mr. Saurabh Mishra, Adv.
Ms. Kusum Pandey, Adv.
Ms. Anamika, Adv.

For Respondent(s)

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

The petitioners are before this Court assailing the order dated 03.05.2023 passed by the learned Single Judge of the High Court of Manipur at Imphal. In the instant petitions, a statement is made that though, the remedy of an intra-court appeal is available to the petitioners, the petitioners herein, are unable to avail the same since, the learned Single Judge who has passed the order dated 03.05.2023, in any event, cannot entertain the appeal and one of the judges, who would be available, has already recused from considering the matter. Hence, there is no coram available.

In the said circumstance, we permit the petitioners to file an appropriate appeal before the High Court of Manipur, which shall thereafter be transferred to the Guwahati High Court wherein, all contentions of the parties are left open to be urged and a decision be taken in accordance with law.

With the said observations and directions, the petitions stand disposed of accordingly along with pending application(s), if any.

(NISHA KHULBEY)
SENIOR PERSONAL ASSISTANT

(DIPTI KHURANA)
ASSISTANT REGISTRAR