

ITEM NO.2

COURT NO.12

SECTION X

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). 16303/2012

(Arising out of impugned final judgment and order dated 27-04-2012 in SA No. 14/2011 passed by the High Court Of Uttarakhand At Nainital)

M/S GVK AND L&T CONSORTIUM & ANR.

Petitioner(s)

VERSUS

RELIANCE INFRASTRUCTURE LTD & ORS.

Respondent(s)

WITH SLP(C) No. 26877/2012 (X)

SLP(C) No. 37250/2012 (X)

Date : 10-11-2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

Counsel for parties:Mr. M.L. Lahoty, Adv.

Mr. Paban K. Sharma, Adv.

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Ms. Sangeeta Mandal, Adv.

Ms. Swati Sinha, Adv.

Ms. Sukanya Basu, Adv.

For M/s. Fox Mandal & Co., AOR

Ms. S. Lakshmi Iyer, Adv.

Ms. Aishwarya Dash, Adv.

M/s. Parekh & Co., AOR

Mr. Mahesh Agarwal, Adv.

Ms. Parul Shukla, Adv.

Mr. E. C. Agrawala, AOR

UPON hearing the counsel the Court made the following

O R D E R

We have been informed that recently the State of Uttarakhand has scrapped both projects and is planning to re-tender for both.

In para 45 of the impugned judgment, Reliance was directed to pay a sum of Rs. 16.83 Crores to the appellant GVK, which we are informed has not been paid till date.

Learned counsel appearing on behalf of the GVK has pointed out to us that in para 43 of the impugned judgment in case the State decides to cancel award of Bogudiyar Sirkari Bhyol project in favour of GVK, the State will refund monies that it has received from GVK on account of the said project.

We are not touching the impugned Division Bench judgment as the Special Leave Petitions have become infructuous.

In view of subsequent events, all that can be said is that the appellant must work out its remedy with the State so far as both projects are concerned.

With these observations, the Special Leave Petitions are disposed of.

(R. NATARAJAN)
COURT MASTER (SH)

(SAROJ KUMARI GAUR)
COURT MASTER