

ITEM NO.101

COURT NO.7

SECTION XVII

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

Civil Appeal Nos. 8527-8529/2009

M/S DAKSHIN GUJARAT VIJ COMPANY
LIMITED THROUGH ADDITIONAL
CHIEF ENGINEER (COMMERCE AND REGULATORY)

Appellant(s)

VERSUS

M/S GAYATRI SHAKTI PAPER AND BOARD LTD

Respondent(s)

WITH

C.A. Nos. 1-2/2010 (XVII)

(FOR INTERVENTION APPLICATION ON IA 5/2011, FOR EX-PARTE STAY ON IA 1/2010, FOR ON IA 66807/2010, FOR ON IA 51725/2011 and FOR ON IA 70213/2011)

C.A. Nos. 1693-1698/2010 (XVII)

(125879/20 FOR PERMISSION TO FILE ANNEXURES ON IA 13/2011, FOR ON IA 7263/2011, FOR ON IA 27582/2011 and IA No. 13/2011 - PERMISSION TO FILE ANNEXURES)

C.A. No. 12282/2016 (XVII)

C.A. No. 1142/2022 (XVII)

(IA FOR STAY APPLICATION ON IA 127333/2021 and FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 127335/2021)

C.A. No. 1141/2022 (XVII)

(IA FOR STAY APPLICATION ON IA 123551/2021 and FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 123553/2021)

C.A. Nos. 4611-4624/2022 (XVII)

(IA FOR STAY APPLICATION ON IA 88467/2022 and FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 88469/2022)

C.A. Nos. 4532-4556/2022 (XVII)

(IA FOR STAY APPLICATION ON IA 84513/2022 and FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 84514/2022)

C.A. No. 4571/2022 (XVII)

(IA FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 85341/2022, FOR STAY APPLICATION ON IA 85342/2022, FOR AMENDMENT IN CAUSE TITLE ON IA 118039/2022 and FOR STAY APPLICATION ON IA 118045/2022)

Diary No. 10378/2022 (XVII)

(IA FOR CONDONATION OF DELAY IN REFILING/CURING THE DEFECTS ON IA

108859/2022, FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 108861/2022 and FOR STAY APPLICATION ON IA 108862/2022)

C.A. No. 3662/2022 (XVII)

(IA No. 14181/2023 - EARLY HEARING APPLICATION, IA No. 61292/2022 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No. 61291/2022 - STAY APPLICATION)

C.A. No. 4233/2022 (XVII)

(IA FOR EX-PARTE STAY ON IA 78984/2022, FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 78985/2022, FOR INTERVENTION APPLICATION ON IA 115200/2022 and FOR INTERVENTION APPLICATION ON IA 115995/2022)

C.A. No. 8738/2022 (XVII)

(IA No.162178/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.162177/2022-STAY APPLICATION and IA No.162176/2022-CONDONATION OF DELAY IN FILING APPEAL)

Date : 01-03-2023 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJIV KHANNA
HON'BLE MR. JUSTICE M.M. SUNDRESH

For Appellant(s)

for MSEDCL
CA 1142/2022 and
Diary 10378/2022

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CA 1142/2022,
CA 4611-4624/2022 &
CA 4532-4556/2022

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CA 1693-1698/2010

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CA 4571/2022 and Mr. G. Umapathy, Sr. Adv.
CA 8738/2022 Mr. Rohit K. Singh, AOR

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For Respondent(s)

For Sanyo Special Steel Mfg. India Pvt. Ltd.
(CA 4611-4624/2022,
CA 4532-4556/2022,
D.No. 10378/2022 &
CA 4233//2022)

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2009 Mr. Nakul Dewan, Sr. Adv.
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for TNPPA
(CA 1141 & 1142/2022)

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CA 4611-4624/2022,
CA 8738/2022 &
CA 4233/2022

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Ms. Hemantika Wahi, AOR
Ms. Jesal Wahi, Adv.

Mr. M.Y. Deshmukh, AOR

CA 1141/2022 &
CA 1142/2022

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CA 1142/2022,
CA 1141/2022 &
CA 3662/2022

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For intervenor
(CA 1-2/2010)

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For intervenor
(I.A. 26531/2023
in C.A. 8527-29/2009)

Mr. K.R. Sasiprabhu, Adv./AOR
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Mr. Amey Nabar, Adv.
Mr. Vishnu Sharma A.S., Adv.
Mr. Tushar Bhardwaj, Adv.
Mr. Vinayak Goel, Adv.
Mr. Prakhar Agrawal, Adv.

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

Arguments heard.

Judgment reserved on the question of interpretation of Rule 3 of the Electricity Rules, 2005 read with the relevant provisions of the Electricity Act, 2003.

Individual cases will be taken up for hearing separately.

(DEEPAK GUGLANI)
AR-cum-PS

(R.S. NARAYANAN)
COURT MASTER (NSH)