

ITEM NO.30 Court 4 (Video Conferencing) SECTION III

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). 10070/2020

(Arising out of impugned final judgment and order dated 17-12-2019 in SCA No. 19533/2019 passed by the High Court Of Gujarat At Ahmedabad)

UNION OF INDIA & ANR.

Petitioner(s)

VERSUS

KUSHAL LTD & ANR.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.82039/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 82039/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 16-11-2020 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE MR. JUSTICE B.R. GAVAI
HON'BLE MR. JUSTICE HRISHIKESH ROY

For Petitioner(s)

Mr. Tushar Mehta, S.G.
Mr. N. Venkatraman, ASG
Mr. Zoheb Hussain, Adv.
Ms. Garima Prashad, Adv.
Mr. Rupesh Kumar, Adv.
Mr. B.V. Balram Das, Adv
Mr. B. Krishna Prasad, AOR

For Respondent(s)

Mr. Rahul Gupta, AOR

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

Heard learned counsel for the parties.

On the question of interim relief, we agree with the apprehension expressed by the petitioner-Union of India

that the impugned judgment being followed in other similar cases cannot be ruled out. That ought not to be permitted as the issue is pending consideration before this court.

In other words, the view expressed in the impugned judgment is kept in abeyance and it cannot be followed in other cases till the issue is finally answered/decided by this Court.

List this matter after two weeks.

Reply affidavit, if any, be filed, in the meantime.

(DEEPAK SINGH)
COURT MASTER (SH)

(VIDYA NEGI)
COURT MASTER (NSH)