

ITEM NO.57

COURT NO.12

SECTION XVIA

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

Transfer Petition(s) (Civil) No(s). 630-632/2017

HINDUSTAN PETROLEUM CORPORATION LTD AND ETC.

Petitioner(s)

VERSUS

HYDERABAD CYLINDERS PVT LTD & ORS.

Respondent(s)

(with appln. (s) for ex-parte stay and permission to file additional documents)

WITH

T.P. (C) No. 633/2017

(With Appln. (s) for ex-Parte stay and Office Report)

T.P. (C) Nos. 639-644/2017

(With APPLN. (S) FOR ex-Parte stay and Interim Relief and Office Report)

Date : 17/04/2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA

HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR

For Petitioner(s) Mr. Tushar Mehta, ASG
 Mr. Sanjay Kapur, Adv.
 Mr. Anmol Chandan, Adv.
 Ms. Megha Karnwal, Adv.
 Mr. Rajat Nair, Adv.
 Ms. Shubhra Kapur, Adv.

For Respondent(s) Mr. Gopal Subramonium, Sr. Adv.
 Mr. Giriraj Subramanium, Adv.
 Mr. Simarpal Singh Sawhney, Adv.
 Ms. Liz Mathew, Adv.
 Mr. V.V.N. Narayana Rao, Adv.
 Mr. Vijay Verma, Adv.

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

Transfer Petition nos. 630-632 of 2017 and
633 of 2017 are allowed.

Transfer Petition Nos. 639-644 of 2017 are
dismissed as having become infructuous.

(NEELAM GULATI)
COURT MASTER

(TAPAN KR. CHAKRABORTY)
COURT MASTER

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) No(s). 630-632 OF 2017

HINDUSTAN PETROLEUM CORPORATION LTD AND ETC. Petitioner(s)

VERSUS

HYDERABAD CYLINDERS PVT LTD & ORS. Respondent(s)

WITH

TRANSFER PETITION (CIVIL) No(s). 633 OF 2017

WITH

TRANSFER PETITION (CIVIL) No(s). 639-644 OF 2017

O R D E R

Issue notice.

Ms. Liz Mathew, learned counsel accepts notice.

With the consent of the parties, the Transfer Petitions itself are taken for final disposal.

TRANSFER PETITION (CIVIL) No(s). 630-632 & 633 OF 2017

These Transfer Petitions are filed under Section 25 of the Code of Civil Procedure, 1908 read with Articles 139A(2) of the Constitution of India read

with order XLI of the Supreme Court Rules, 2013 seeking transfer of cases bearing W.P. Nos. 11899 of 2017, 11912 of 2017, and 11963 of 2017 titled as "Hyderabad Cylinders Pvt. Ltd & Ors. vs. U.O.I. & Ors." pending in the High Court Hyderabad for the State of Telangana and Andhra Pradesh AND transfer of case bearing W.P.No. 7246 of 2017 titled as "Laurus Industries Pvt. Ltd. vs. U.O.I. & Anr." pending in the High Court of Punjab and Haryana at Chandigarh.

Keeping in view the submissions made in the Court and going through the record, we deem it appropriate to transfer the cases bearing W.P. Nos. 11899 of 2017, 11912 of 2017, and 11963 of 2017 titled as "Hyderabad Cylinders Pvt. Ltd & Ors. vs. U.O.I. & Ors." pending in the High Court Hyderabad for the State of Telangana and Andhra Pradesh AND transfer of case bearing W.P.(C) No. 7246 of 2017 titled as "Laurus Industries Pvt. Ltd. vs. U.O.I. & Anr." pending in the High Court of Punjab and Haryana at Chandigarh to the High Court of Delhi at New Delhi.

Transfer Petitions are allowed.

TRANSFER PETITION (CIVIL) No(s). 639-644 OF 2017

These Transfer Petitions are filed seeking transfer of cases bearing W.P. Nos. 3169,3162,3163,3165,3167 & 3168 of 2017 pending in the Court of Delhi at New Delhi.

Keeping in view the orders passed in T.P. (C) Nos. 630-632 of 2017 and T.P.(C) No. 633 of 2017 the present transfer petitions have become infructuous as the cases impugned in these petitions are pending before the Delhi High Court itself.

Consequently, the Transfer Petitions are dismissed as having become infructuous.

.....J.
(ARUN MISHRA)

.....J.
(MOHAN M. SHANTANAGODAR)

NEW DELHI;
APRIL 17, 2017