

ITEM NO.44

COURT NO.9

SECTION XVII

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CIVIL APPEAL NO(S). 10010-10011/2017

M/S SASAN POWER LIMITED & ANR.

APPELLANT(S)

VERSUS

CENTRAL ELECTRICITY REGULATORY COMMISSION & ORS. RESPONDENT(S)

WITH

C.A. No. 2935-2936/2020 (XVII)

(IA FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 75241/2020, IA No. 75241/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

C.A. No. 5372/2019 (XVII)

C.A. No. 5583-5584/2021 (XVII)

(IA No.112386/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.112385/2021-STAY APPLICATION
IA No. 118798/2022 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 112386/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 112385/2021 - STAY APPLICATION)

C.A. No. 12055-12056/2018 (XVII)

(IA No. 171094/2018 - EX-PARTE STAY
IA No. 176143/2018 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

C.A. No. 4628-4629/2021 (XVII)

(IA FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 94126/2021, FOR EX-PARTE STAY ON IA 94127/2021
IA No. 94127/2021 - EX-PARTE STAY
IA No. 94126/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

C.A. No. 5684/2021 (XVII)

(IA FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 115770/2021, FOR EX-PARTE AD-INTERIM RELIEF ON IA 115771/2021
IA No. 115771/2021 - EX-PARTE AD-INTERIM RELIEF
IA No. 115770/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

C.A. No. 39/2021 (XVII)

(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 2596/2021 , FOR EX-PARTE STAY ON IA 2598/2021
FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA

19257/2021, FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 83951/2021
FOR EXEMPTION FROM FILING AFFIDAVIT ON IA 83954/2021
IA No. 83951/2021 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 2598/2021 - EX-PARTE STAY
IA No. 83954/2021 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 2596/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT, IA No. 19257/2021 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

C.A. No. 4143/2020 (XVII)
(IA No. 134756/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT, IA No. 18803/2021 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES
IA No. 135475/2020 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES
IA No. 63814/2021 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

C.A. No. 6641/2019 (XVII)
C.A. No. 11910-11911/2018 (XVII)
(FOR FOR STAY APPLICATION ON IA 156453/2018
IA No. 156453/2018 - STAY APPLICATION)

C.A. No. 11095/2018 (XVII)

C.A. No. 3123/2019 (XVII)
(FOR ADMISSION and IA No.67790/2019-PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

C.A. No. 6927/2021 (XVII)
(IA No.149517/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT and IA No.149518/2021-STAY APPLICATION)

C.A. No. 2908/2022 (XVII)
(IA No.55593/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT and IA No.57471/2022-PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

C.A. No. 677-678/2021 (XVII)
(IA No. 26850/2021 - APPLICATION FOR PERMISSION
IA No. 149331/2022 - APPLICATION FOR PERMISSION
IA No. 32926/2022 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 26848/2021 - EX-PARTE STAY
IA No. 31668/2021 - MODIFICATION OF COURT ORDER
IA No. 90827/2021 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

C.A. No. 687-688/2021 (XVII)
(IA No. 149323/2022 - APPLICATION FOR PERMISSION
IA No. 32938/2022 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 27639/2021 - EX-PARTE STAY
IA No. 27640/2021 - EXEMPTION FROM FILING O.T.
IA No. 31662/2021 - MODIFICATION OF COURT ORDER

IA No. 27641/2021 - PERMISSION TO FILE LENGTHY LIST OF DATES)

C.A. No. 684/2021 (XVII)

(IA No. 27205/2021 - APPLICATION FOR PERMISSION
IA No. 149348/2022 - APPLICATION FOR PERMISSION
IA No. 128432/2022 - APPLICATION FOR PERMISSION
IA No. 32931/2022 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 27202/2021 - EX-PARTE STAY
IA No. 31671/2021 - MODIFICATION OF COURT ORDER
IA No. 90729/2021 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

C.A. No. 1805/2021 (XVII)

(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
64488/2021, FOR EX-PARTE STAY ON IA 64489/2021
FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA
67786/2021
FOR EXEMPTION FROM FILING AFFIDAVIT ON IA 67791/2021
FOR EXEMPTION FROM FILING AFFIDAVIT ON IA 103022/2021
FOR APPLICATION FOR TAKING ON RECORD ON IA 9821/2022
IA No. 9821/2022 - APPLICATION FOR TAKING ON RECORD
IA No. 64489/2021 - EX-PARTE STAY
IA No. 103022/2021 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 67791/2021 - EXEMPTION FROM FILING AFFIDAVIT
IA No. 64488/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT, IA No. 67786/2021 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

Date : 29-11-2022 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.R. GAVAI
HON'BLE MR. JUSTICE VIKRAM NATH

Counsel for parties

Mr. M.G. Ramachandran, Sr. Adv.
Mr. Anand K. Ganesan, Adv.
Mr. Nikunj Dayal, AOR
Mr. Amal Nair, Adv.
Ms. Swapna Seshadri, Adv.
Mr. Shubham Arya, Adv.
Ms. Poorva Saigal, Adv.
Mr. Ravi Nair, Adv.
Ms. Srishti Khindaria, Adv.
Ms. Shikha Sood, Adv.
Ms. Reeha Singh, Adv.
Mr. Aneesh Bajaj, Adv.

Mr. M.G. Ramachandran, Sr. Adv.
Mr. Navin Prakash, AOR
Mr. Ved Vyas Tripathi, Adv.
Ms. Anushree B., Adv.

Mr. Gopal Jain, Sr. Adv.
Mr. G. Umapathy, Sr. Adv.
Mr. Anup Jain, Adv.
Mr. Udit Gupta, Adv.
Ms. Prachi Gupta, Adv.
M/S. Udit Kishan And Associates, AOR

Mr. Dhruv Mehta, Sr. Adv.
Mr. G. Saikumar, Adv.
Mr. Samir Malik, Adv.
Ms. Nikitra Choukse, Adv.
Mr. Sahil Sood, Adv.
For M/s. D.S.K. Legal

Mr. G. Upapathy, Sr. Adv.
Mr. Rohit K. Singh, AOR
Mr. Aditya Kumar Singh, Adv.
Mr. Suvin Kumaran, Adv.
Mr. Kislav Jha, Adv.
Ms. Ruchi Gupta, Adv.

Mr. S.B. Upadhyay, Sr. Adv.
Mr. Nishant Kumar, Adv.
Ms. Anisha Upadhyay, AOR

Mr. M.G. Ramachandran, Sr. Adv.
Mr. K.V. Mohan, AOR
Ms. Poorva Saigal, Adv.
Mr. Shubham Arya, Adv.
Mr. K.V. Balakrishnan, Adv.
Mr. Ravi Nair, Adv.
Ms. Shikha Sood, Adv.
Ms. Reeha Singh, Adv.

Mr. Shri Venkatesh, Adv.
Ms. Kanika Chugh, Adv.
Ms. Nishtha Kumar, AOR
Mr. Suhael Buttan, Adv.
Mr. Siddharth Joshi, Adv.
Mr. Punyam Bhutani, Adv.

Dr. A.M. Singhvi, Sr. Adv.
Mr. Mahesh Agarwal, Adv.
Mr. Amit Kapur, Adv.
Ms. Poonam Sengupta, Adv.
Mr. Arshit Anand, Adv.
Ms. Geetika Sharma, Adv.
Mr. Saunak Rajguru, Adv.
Ms. Sakshi Kapoor, Adv.
Mr. E.C. Agrawala, AOR
Mr. Aviskar Singhvi, Adv.
Mr. Aman Sharma, Adv.

Ms. Aparajita, Adv.
Ms. Deepshika Mishra, Adv.
Mr. Ankitesh Ojha, Adv.

Mr. Vishrov Mukerjee, Adv.
Mr. Pukhrambam Ramesh Kumar, AOR
Mr. Girik Bhalla, Adv.
Mr. Yasashvi Kant, Adv.
Ms. Priyanka Vyas, Adv.
Mr. Karun Sharma, Adv.
Mr. Wahengbam Immanuel Meiti, Adv.
Ms. Juhi Senguttuvan, Adv.

Mr. Nikunj Dayal, AOR

Ms. Pallavi Sharma, AOR

Mr. Rajiv Srivastava, Adv.
Ms. Gargi Srivastava, Adv.
Mr. Sumit Kumar, AOR
Mr. Rajesh Pathak, Adv.
Ms. Kumari Supriya, Adv.
Ms. Jyoti Sinha, Adv.
Mr. Hemant Kumar, Adv.
Mr. Ranjana Pathak, Adv.

Ms. Ranjana Roy Gavai, Adv.
Ms. Vasudha Sen, Adv.
Ms. Niharika, Adv.
Ms. Divya Roy, AOR

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

Civil Appeal No(s). 10010-10011/2017

These appeals are dismissed as withdrawn, in terms of the signed order.

REST OF THE MATTERS

Learned counsel for the parties agree that matters, namely, C.A. Nos.6927/2021, 677-678/2021 687-688/2021, 684/2021 & 1805/2021, can be heard and decided together before the other connected matters are heard and decided.

We find that it will be appropriate if a common compilation of the documents, on which both the sides rely on, is prepared, so it

will be convenient to hear the matter. From the side of appellants Mr. Anup Jain, learned counsel, and from the said of respondents Mr. Mahesh Aggarwal, learned counsel, shall jointly prepare a common convenience compilation, by the end of December, 2022.

As stated hereinabove, these matters would be listed at the top of the Board and they would be taken up prior to the other matters of this batch of matters.

List on 10.01.2023, high up on the Board.

Learned counsel for the parties are also permitted to file their respective written submissions, which shall contain not more than six pages each, in the meantime.

(NARENDRA PRASAD)
ASTT. REGISTRAR-cum-PS

(ANJU KAPOOR)
COURT MASTER (NSH)

(Signed order, as above, is placed on the file)

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(S). 10010-10011/2017

M/S SASAN POWER LIMITED

APPELLANT(S)

VERSUS

CENTRAL ELECTRICITY REGULATORY COMMISSION & ORS.

RESPONDENT(S)

O R D E R

Learned counsel appearing for the appellant seeks permission to withdraw these appeals.

Permission is granted.

The appeals are, accordingly, dismissed as withdrawn.

.....J
(B.R. GAVAI)

.....J
(VIKRAM NATH)

NEW DELHI;
29th NOVEMBER, 2022