

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION  
CIVIL APPEAL NO. 3432 OF 2020

UPL LIMITED . . . APPELLANT(S)

VERSUS

FOOD CORPORATION OF INDIA AND ORS. . . RESPONDENT(S)

WITH  
CIVIL APPEAL NO. 3561 OF 2020 AND  
CIVIL APPEAL NO. 22 OF 2021

O R D E R

Having heard learned senior counsel for the appellant(s) and also learned counsel appearing on behalf of the respondent (Food Corporation of India) on caveat, we are of the view that we should adopt the following course.

We leave open the question which has been raised regarding the maintainability of the application to be urged in an appeal which may be necessitated depending upon the final orders to be passed based on the impugned order in an appeal under Section 53-T of the Competition Act.

In other words, we leave open all the contentions of the appellant(s) which we make it abundantly clear can be pursued in case the decision is adverse to the appellant(s) on merits.

With these observations, the civil appeals stand disposed of.

Pending applications shall also stand disposed of.

.....J.  
[ K. M. JOSEPH ]

.....J.  
[ HRISHIKESH ROY ]

NEW DELHI;  
SEPTEMBER 05, 2022

ITEM NO.2

COURT NO.6

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 No(s). 3432/2020

UPL LIMITED

Appellant(s)

VERSUS

FOOD CORPORATION OF INDIA & ORS.

Respondent(s)

( IA No.105409/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED  
JUDGMENT and IA No.105408/2020-EX-PARTE STAY )

WITH

C.A. No. 3561/2020 (XVII)

(FOR ADMISSION and IA No.111006/2020-EX-PARTE AD-INTERIM RELIEF)

C.A. No. 22/2021 (XVII)

(FOR ADMISSION and IA No.1739/2021-EX-PARTE STAY and IA  
No.1740/2021-APPLICATION FOR EXEMPTION FROM FILING ORIGINAL  
VAKALATNAMA/OTHER DOCUMENT)

Date : 05-09-2022 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.M. JOSEPH

HON'BLE MR. JUSTICE HRISHIKESH ROY

For Appellant(s)

Ms. Anu Monga, Adv.  
Mr. Rahul Goel, Adv.  
Mr. M.P. Srivignesh, Adv.  
Mr. Jose Abraham, AOR

Mr. Neeraj Kishan Kaul, Sr. Adv.  
Mr. Manas Kumar Chaudhuri, Adv.  
Mr. Pranjal Prateek, Adv.  
Mr. Ebaad Nawaz Khan, Adv.  
Mr. Deepak Joshi, Adv.  
M/S. Khaitan & Co., AOR

Mr. Krishan Venugopal, Sr. Adv.  
Mr. Rahul Goel, Adv.  
Ms. Anu Monga, Adv.  
Mr. Shobhit Sharma, Adv.  
Mr. Paritosh Dhawan, Adv.  
Mr. Shubham Sharma, Adv.  
Mr. Shivendra Singh, Adv.

Mr. Gaurav Ray, AOR

For Respondent(s) Mr. Sanjay R. Hegde, Sr. Adv.  
Mr. Abhay Kumar, AOR  
Mr. Kumar Milind, Adv.  
Mr. Shagun Ruhil, Adv.

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

The civil appeals stand disposed of in terms of the signed order.

Pending application shall also stand disposed of.

(SUSHIL KUMAR RAKHEJA)  
ASTT. REGISTRAR-cum-PS

(RENU KAPOOR)  
ASSISTANT REGISTRAR

(Signed order is placed on the file)