

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

Civil Appeal Nos. 3802-3803/2020

M/S N.N. GLOBAL MERCANTILE PRIVATE LIMITED

Appellant(s)

VERSUS

M/S INDO UNIQUE FLAME LTD. & ORS.

Respondent(s)

[HEARD BY: HON. K.M. JOSEPH, HON. AJAY RASTOGI, HON. ANIRUDDHA BOSE, HON. HRISHIKESH ROY AND HON. C.T. RAVIKUMAR, JJ.]

[TO GO BEFORE FIVE HON'BLE JUDGES]

[MR. GOURAB BANERJEE APPOINTED AS AMICUS CURIAE VIDE ORDER DATED 29.09.2022]

(IA No. 185816/2022 - INTERVENTION APPLICATION and IA No. 72141/2021 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 25-04-2023

This matter was called on for pronouncement of judgment today.

CORAM :

HON'BLE MR. JUSTICE K.M. JOSEPH
HON'BLE MR. JUSTICE AJAY RASTOGI
HON'BLE MR. JUSTICE ANIRUDDHA BOSE
HON'BLE MR. JUSTICE HRISHIKESH ROY
HON'BLE MR. JUSTICE C.T. RAVIKUMAR

For Appellant(s)

Mr. Gagan Sanghi, Adv.
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For Respondent(s)

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Mr. Surya Prakash, Adv.
Mr. Arjun Bhatia, Adv.
Mr. Lalit Rajput, Adv.
Mr. Devesh Dubey, Adv.

Mr. Debesh Panda, AOR

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Mr. Rahul Arya, Adv.
Mr. Madhav Bhatia, Adv.
Mr. Shailendra Slaria, Adv.
Ms. Bani Dixit, Adv.
Mr. Himanshu Kapoor, Adv.
Mr. Alok Tripathi, AOR

Mr. Puneet Singh Bindra, AOR

Intervention applications (IA No. 185816/2022 and IA No. 199969/2022) are allowed.

Reference to the Constitution Bench stands answered in terms of the judgment of Hon'ble Mr. Justice K. M. Joseph pronounced on behalf of His Lordship and on behalf of Hon'ble Mr. Justice Aniruddha Bose and in view of concurring views expressed by Hon'ble Mr. Justice C. T. Ravikumar.

Hon'ble Mr. Justice Ajay Rastogi and Hon'ble Mr. Justice Hrishikesh Roy rendered separate opinions.

(NIDHI AHUJA)
AR-cum-PS

(RENU KAPOOR)
ASSISTANT REGISTRAR