

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 4072 /2020  
[@SLP [C] NO.14737/2020]

NATIONAL STEEL AND AGRO INDUSTRIES LIMITED

Appellant (s)

VERSUS

THE SUPERINTENDING ENGINEER  
(O AND M) MADHYA PRADESH  
PASHCHIM KSHETRA

VIDYUT VITRAN COMPANY LIMITED & ORS.

Respondent(s)

O R D E R

Leave granted.

We have heard learned counsel for parties.

We are faced with a slightly peculiar situation where while in terms of the earlier order dated 22.10.2018, certain directions were passed, in terms of the impugned order, in review order dated 13.05.2020, those directions have been recalled. This is the reason that only the review order has been assailed before us.

We have given our thought to the matter.

We have also perused the reliefs prayed for in the writ petition out of which the challenge to the penal provision in sub-Section (6) of Section 126 of the Electricity Act was withdrawn. In view of this position we asked learned senior Counsel for the appellant as to what is the relief the appellant was actually seeking and is seeking. Learned counsel submits that as long as the representations made by the appellants as Annexures P-25, P-26, P-27, P-28, P-29 and P-32 are examined by the concerned authorities, the appellant seeks no more.

In the conspectus of the present matter, we are inclined to set aside both the orders placed before us, i.e., the original order and the review order and direct that the aforesaid representations be considered by the respondent(s) in accordance with law and a decision be taken within a maximum period of three months from today.

An opportunity may be given to the appellant to be heard before taking the decision.

The fate of the demand for penalty and compound interest would abide by the aforesaid decision and would not be recovered at present and electricity not disconnected.

The appeal stands disposed of in the aforesaid terms.

.....J.  
[SANJAY KISHAN KAUL]

.....J.  
[DINESH MAHESHWARI]

.....J.  
[HRISHIKESH ROY]

NEW DELHI;  
DECEMBER 16, 2020.

ITEM NO.21 Court 9 (Video Conferencing) SECTION IV-A

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

Petition(s) for Special Leave to Appeal (C) No(s). 14737/2020

(Arising out of impugned final judgment and order dated  
13-05-2020 in RP No. 1765/2018 passed by the High Court Of M.P  
At Indore)

NATIONAL STEEL AND AGRO INDUSTRIES LIMITED Petitioner(s)  
VERSUS  
THE SUPERINTENDING ENGINEER(O AND M)  
MADHYA PRADESH PASHCHIM KSHETRA VIDYUT  
VITRAN COMPANY LIMITED & ORS. Respondent(s)

(FOR ADMISSION and I.R. and IA No.125609/2020-EXEMPTION FROM  
FILING C/C OF THE IMPUGNED JUDGMENT )

Date : 16-12-2020 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL  
HON'BLE MR. JUSTICE DINESH MAHESHWARI  
HON'BLE MR. JUSTICE HRISHIKESH ROY

For Petitioner(s) Mr. Mukul Rohatgi, Sr. Adv.  
Mr. Kailash Vasdev, Sr. Adv.  
Mr. Abhinav Mukerji, AOR  
Mrs. Neoma Vasdev, adv.  
Mrs. Bihu Shamra, Adv.  
Ms. Pratishtha Vij, Adv.

For Respondent(s) Mr. M.G. Ramachandran, Sr. Adv.  
Mr. Nikunj Dayal, AOR  
Mr. Pramod Dayal, Adv.  
Ms. Ranjitha Ramachandran, Adv.  
Ms. Payal Dayal, Adv.  
Mr. Ravi Nair, Adv.

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

Leave granted.  
The appeal stands disposed of in terms of the  
signed order.  
Pending application stands disposed of.

(CHARANJEET KAUR) (ANITA RANI AHUJA)  
ASTT. REGISTRAR-cum-PS ASSISTANT REGISTRAR  
[ Signed order is placed on the file ]