

IN THE SUPREME COURT OF INDIA
INHERENT JURISDICTION

CURATIVE PETITION (CIVIL) No.177/2021

IN

REVIEW PETITION(CIVIL) No.1981/2020

IN

CIVIL APPEAL No.2276/2020

M/S TOPCEM INDIA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

WITH

CURATIVE PETITION (CIVIL) No.178/2021

IN

REVIEW PETITION(CIVIL) No.1923/2020

IN

CIVIL APPEAL No.2292/2020

WITH

CURATIVE PETITION (CIVIL) No.179/2021

IN

REVIEW PETITION(CIVIL) No.163/2021

IN

CIVIL APPEAL No.2276/2020

WITH

CURATIVE PETITION (CIVIL) No.180/2021

IN

REVIEW PETITION(CIVIL) No.164/2021

IN
CIVIL APPEAL No.2276/2020
O R D E R

1. Applications seeking exemption from filing attested affidavit are allowed in Curative Petition (Civil) Nos.177/2021 & 178/2021.
2. Applications seeking hearing of the Curative Petitions in open Court are rejected in Curative Petition (Civil) Nos.177/2021 & 178/2021.
3. Applications seeking exemption from filing certified copy of the impugned order as also for seeking exemption from filing notarized affidavit are allowed in Curative Petitions (Civil) Nos.179/2021.
4. Application seeking exemption from filing certified copy of the impugned order is allowed in Curative Petition(Civil) No. 180/2021.
5. We have gone through the Curative Petitions and the relevant documents. In our opinion, no case is made out within the parameters indicated in the decision of this Court in "Rupa Ashok Hurra vs. Ashok Hurra & Another", reported in 2002 (4) SCC 388. Hence, the Curative Petitions are dismissed.
6. Consequent upon dismissal of the Curative Petition (Civil) Nos. 177/2021 and 178/2021, pending applications filed in the said matters seeking stay also stand rejected.

.....CJI.
(N.V. RAMANA)

.....J.
(UDAY UMESH LALIT)

.....J.
(A.M. KHANWILKAR)

.....J.
(M.R. SHAH)

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

New Delhi;
JULY 21, 2022.

ITEM NO.1005

SECTION XIV-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

CURATIVE PET(C) No. 177/2021 in R.P.(C) No. 1981/2020 in C.A. No. 2276/2020

M/S TOPCEM INDIA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(IA No. 11342/2021 - APPLICATION FOR LISTING CURATIVE PETITION IN OPEN COURT, IA No. 11345/2021 - EX-PARTE STAY & IA No. 11347/2021 - EXEMPTION FROM FILING AFFIDAVIT)

WITH

CURATIVE PET(C) No. 178/2021 in R.P.(C) No. 1923/2020 in C.A. No. 2292/2020 (XIV-A)

(FOR APPLICATION FOR LISTING CURATIVE PETITION IN OPEN COURT ON IA 14365/2021, FOR EX-PARTE AD-INTERIM RELIEF ON IA 14371/2021 & FOR EXEMPTION FROM FILING AFFIDAVIT ON IA 14380/2021)

CURATIVE PET(C) No. 179/2021 in R.P.(C) No. 163/2021 in C.A.No.2276/2020 (XIV-A)

(IA FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 66381/2021 & FOR EXEMPTION FROM FILING AFFIDAVIT ON IA 101733/2021)

CURATIVE PET(C) No. 180/2021 in R.P.(C) No. 164/2021 in C.A. No. 2276/2020 (XIV-A)

(IA FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 66392/2021 & FOR EXEMPTION FROM FILING AFFIDAVIT ON IA 101770/2021)

Date : 21-07-2022 These matters were circulated today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE UDAY UMESH LALIT
HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE MR. JUSTICE M.R. SHAH
HON'BLE MR. JUSTICE B.R. GAVAI

By Circulation

**UPON perusing papers the Court made the following
O R D E R**

The Curative Petitions are rejected, in terms of the signed order.

**(VISHAL ANAND)
ASTT. REGISTRAR-cum-PS**

**(R.S. NARAYANAN)
COURT MASTER (NSH)**

(Signed Order is placed on the file)