

Petition(s) for Special Leave to Appeal (C) No(s). 12099/2017
(Arising out of impugned final judgment and order dated 08/03/2017
in WP No. 1259/2017 passed by the High Court of Delhi at New Delhi)
HINDALCO INDUSTRIES LIMITED & ANR Petitioner(s)

VERSUS

UNION OF INDIA & OTHERS Respondent(s)
(With application for placing addl. facts and documents on record
and Interim Relief and Office Report)

WITH

SLP(C) No. 12184-12185/2017

(With appln.(s) for exemption from filing c/c of the impugned
Judgment and Interim Relief and Office Report)

M/s. Khaitan & Co.

WITH

I.A. Nos. 10 and 11 in TC (C) No. 43/2016

(For intervention and directions and office report)

Date : 01/05/2017 These petitions were called on for hearing
today.

CORAM : HON'BLE MR. JUSTICE MADAN B. LOKUR

HON'BLE MR. JUSTICE DEEPAK GUPTA

For Petitioner(s) Mr. Arvind P. Datar, Sr. Adv.

Mr. Ajay Bhargava, Adv.

Mrs. Vanita Bhargava, Adv.

Mr. Aseem Chaturvedi, Adv.

For M/s. Khaitan & Co.

Mr. K.V. Viswanathan, Sr. Adv.

Mr. Gaurav Juneja, Adv.

Mr. Akash Bajaj, Adv.

Mr. Sanjeev Kumar, Adv.

For M/s. Khaitan & co.

TC 43/2016 Mr. Arvind P. Datar, Sr. Adv.

Mr. Susmit Pushkar, Adv.

Mr. Abhijeet Swaroop, Adv.

Mr. Akshay Sapre, Adv.

For M/s. Khaitan & Co.

FIMI Mr. Sunil Dogra, Adv.

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Mr. Vivek Vishnoi, Adv.

Mr. Abhishek Sharma, Adv.

Mr. O.P. Gaggar, Adv.

Mr. Aditya Gaggar, Adv.

For Respondent(s) Mr. Vijay Prakash, Adv.

Ms. Prerna Kumari, Adv.

Mr. G.S. Makker, Adv.

Mr. Parshanto Chandra Sen, Sr. Adv.

Mr. P.S. Sudheer, Adv.

Mr. Rishi Maheshwari, Adv.

Mr. Shivanshu Singh, Adv.

Mr. Udayan Verma, Adv.

Ms. Sanah Batta, Adv.

Intervenor Mr. Saurabh Jain, Adv.

Mr. Kaushik Poddar, Adv.

Mr. U.A. Rana, Adv.

Mrs. Mrinal Elkar Mazumdar, Adv.

Mr. Himanshu Mehta, Adv.

For M/s Gagrut & Co.

UPON hearing the counsel the Court made the following

O R D E R

The dispute in these petitions is with regard to some payments
to be made to the District Mineral Foundation. The Foundation was
the subject of an Ordinance promulgated on 12.01.2015. The
Ordinance later on became an Act on 27.03.2015 with retrospective
effect from 12.01.2015.

The contention of learned counsel for the petitioners is that

the District Mineral Foundation was actually established on 22.12.2015 in Chhattisgarh, 28.07.2016 in Madhya Pradesh and 01.09.2016 in Maharashtra. The contention of learned counsel for the petitioners is that the payments to the District Mineral Foundation are required to be made from the aforesaid dates. Reliance is placed on an interim order passed by this Court in Writ

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Petition (C) No. 1028/2016 and Writ Petition (C) No. 201/2017.

In view of the above, the interim orders passed in those cases will enure to the benefit of the petitioners in the present cases as well.

However, we may note at this stage that it appears to us prima facie that the petitioners will be liable to deposit the amount in the District Mineral Foundation w.e.f. 12.01.2015 (the date of Ordinance). However, this is a matter that will need to be decided after hearing the respondents.

Issue notice returnable on 11.07.2017.

Tag with WP (C) Nos. 1028/2016 and 201/2017.

I.A. Nos. 10 and 11 in TC (C) No. 43/2016

The applications are dismissed.

List the matter along with SLP (C) No. 12099/2017.

(Meenakshi Kohli)

(Sharda Kapoor)

Court Master (SH)

Court Master (NS)

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