

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO. 405 OF 2017

HINDUSTAN CONSTRUCTION COMPANY LIMITED

Petitioner(s)

VERSUS

NHPC LTD. & ANR.

Respondent(s)

WITH

TRANSFER PETITION (C) NO. 270 OF 2017

O R D E R

We have heard learned counsel appearing for the parties.

For the grounds stated in the Transfer Petitions, we allow transfer of (i) Arbitration Case No. 29 of 2014 titled as "National Hydroelectric Power Corporation Ltd. vs. Hindustan Construction Co. Ltd. & Anr." pending before the Additional District and Sessions Judge at Faridabad to the High Court of Delhi at New Delhi, to be heard with OMP NO. 369 of 2014 titled "Hindustan Construction Company Ltd. vs. NHPC Ltd." pending before the High Court of Delhi at New Delhi and (ii) Arbitration Case No. 13 of 2015 titled as "National Hydroelectric Power Corporation Ltd. vs. Hindustan Construction Co. Ltd. & Ors." pending before the District and Sessions Court at Faridabad to the High Court of Delhi at New Delhi and to be heard with OMP No. 244 of 2015 titled "Hindustan Construction Company Ltd. vs. NHPC Ltd." pending before the High Court of Delhi at New Delhi.

The transferor Court shall forthwith transmit the entire records of the case to the transferee Court.

The transfer petitions are allowed in the afore-stated terms.

..... J.
(ROHINTON FALI NARIMAN)

..... J.
(SANJAY KISHAN KAUL)

New Delhi;
July 21, 2017.

ITEM NO.3

COURT NO.13
S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SECTION XIV

Petition(s) for Special Leave to Appeal (C) No(s). 20591/2015

(Arising out of impugned final judgment and order dated 28-05-2015 in FAOS No. 131/2015 passed by the High Court Of Delhi At New Delhi)

NHPC LTD.

Petitioner(s)

VERSUS

HINDUSTAN CONSTRUCTION COMPANY LIMITED

Respondent(s)

WITH T.P. (C) No. 405/2017 and T.P. (C) No. 270/2017

(FOR EX-PARTE STAY ON IA 1/2016)

Date : 21-07-2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN
HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

Counsel for parties:-

Mr. Ranjith Kumar, SG
Mr. Ajit Puduserry, AOR
Mr. K. Vijayan, Adv.
Mr. A.S. Verma, Adv.

Mr. Mukul Rohatgi, Sr. Adv.
Mr. Rishi Agrawala, Adv.
Ms. Malavika Lal, Adv.
Mr. Vivek Jain, Adv.
Mr. Sadapurna Mukharjee, Adv.
Mr. Rishabh Parikh, Adv.
Mr. E. C. Agrawala, AOR

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

S.L.P. (C) No. 20591/2015:

The Special Leave Petition is dismissed.

T.P. (C) No. 405/2017 and T.P. (C) No. 270/2017:

The transfer petitions are allowed in terms of the signed order.
Pending applications, if any, stand disposed of.

(R. NATARAJAN)
COURT MASTER

(SAROJ KUMARI GAUR)
COURT MASTER

(Signed order is placed on the file)