

ITEM NO.2

COURT NO.12

SECTION IX

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). 32960/2017

(Arising out of impugned final judgment and order dated 19-09-2017 in CAA No. 39/2016 passed by the High Court Of Judicature At Bombay)

KAKADE INFRASTRUCTURE PVT. LTD.

Petitioner(s)

VERSUS

THE STATE OF MAHARASHTRA

Respondent(s)

(FOR ADMISSION and IA No.128498/2017-PERMISSION TO FILE LENGTHY LIST OF DATES and IA No.129144/2017-PERMISSION TO FILE ADDITIONAL DOCUMENTS TOP OF THE BOARD)

Date : 26-04-2022 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.R. SHAH  
HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Petitioner(s) Ms. Petal Chandhok, Adv.  
Mr. Gaichangpou Gangmei, AOR  
Mr. Raghav Sethi, Adv.

For Respondent(s) Mr. Tushar Mehta, SG  
Mr. Sachin Patil, AOR  
Mr. Rahul Chitnis, Adv.  
Mr. Aaditya A. Pande, Adv.  
Mr. Geo Joseph, Adv.

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

We have heard Mr. Gaichangpou Gangmei, learned counsel appearing for the petitioner and Mr. Tushar Mehta, learned Solicitor General assisted by Mr. Sachin Patil, learned counsel, appearing for the respondent-State of Maharashtra.

Having heard the learned counsel for the respective parties and in the peculiar facts and circumstances of the case and to put an end to the litigation and to avoid any further litigation, we

direct the respondent-State of Maharashtra to pay to the petitioner interest @ 7.5% p.a. on Rs.146.45 Crores for the period during October, 2011 to March, 2016, the amount which was admittedly retained by the respondent.

The aforesaid amount of interest be calculated and paid to the petitioner within a period of four weeks from today failing which it shall carry interest @ 9% p.a. from today till the actual date of payment.

The aforesaid amount of interest to the petitioner by the respondent shall be full and final settlement of the claim of the petitioner against the respondent and thereafter there shall not be any claim of the petitioner against the respondent for the dispute in question.

With this, the present Special Leave Petition stands disposed of.

Pending applications also stand disposed of.

(R. NATARAJAN)  
ASTT. REGISTRAR-cum-PS

(PREETHI T.C.)  
BRANCH OFFICER