

\$ITEM NO.16

COURT NO.7
S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SECTION XVII

Civil Appeal No(s). 10333/2016

THE DEPUTY CHIEF ELECTRICAL INSPECTOR

Appellant(s)

VERSUS

MASTER RUSHIL N.M. AND ORS

Respondent(s)

(With appln. (s) for ex-parte stay and office report)

Date : 07/11/2016 This appeal was called on for hearing today.

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

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

For Appellant(s) Mr. Deva Datt Kamat, AAG

Mr. Joseph Aristotle S., Adv.

Ms. Priya Aristotle, Adv.

Mr. K. Priyadarshini, Adv.

Mr. Rajesh Inamdar, Adv.

Mr. Javedur Rahman, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following

O R D E R

Issue notice.

Await the decision of the larger Bench in Civil Appeal Nos. 1083-1084 of 2016 on the issue.

Stay of the proceedings before the National Commission would not only result in procrastination but also cause prejudice to the respondents. The proper course is to permit the appellant to file its response. We accordingly permit the appellant to file its reply before the National Commission within two weeks from today subject to payment of Rs.50,000/- as costs to be paid to the opposite party. The Commission can upon deposit of costs proceed

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with the trial on merits after receiving the reply filed by the respondents. The pendency of present proceedings shall not be an impediment for the Commission to do so. This however is subject to the condition that the respondents are ready and willing to take the proceedings forward on the condition aforementioned. In case the respondents have any objection to the continuance of the proceedings before the Commission, he shall be free to seek stay of such proceedings pending disposal of this petition in which event the proceedings shall remain stayed till disposal of present petition.

Tag with Civil Appeal Nos. 1083-1084/2016.

(Meenakshi Kohli)

(Jaswinder Kaur)

Court Master

Court Master

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