

ITEM NO.44

COURT NO.11

SECTION III

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Civil Appeal No.4683/2018

SALITHO ORES PVT. LTD. & ORS.

Appellant(s)

VERSUS

THE CAPTAIN OF PORTS & ORS.

Respondent(s)

[ONLY W.P. (C) NO.715/2024 IS LISTED UNDER THIS ITEM]

WITH

W.P. (C) No. 715/2024 (X)

(FOR EX-PARTE STAY ON IA 125313/2023, FOR CLARIFICATION/DIRECTION ON IA 148772/2023, FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 148776/2023 & FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 164842/2023)

Date : 08-04-2025 This writ petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.B. PARDIWALA

HON'BLE MR. JUSTICE R. MAHADEVAN

For Appellant(s) :

Ms. Kiran Suri, Sr. Adv.
Mr. S.J. Amith, Adv.
Mrs. Maria Carmita Dcosta Mashelkar, Adv.
Ms. Vidushi Garg, Adv.
Dr. Mrs. Vipin Gupta, AOR

Dr. A.M. Singhvi, Sr. Adv.
Mr. Ninad Laud, Adv.
Mr. Avishkar Singhvi, Adv.
Mr. Ms Anant, Adv.
Ms. Aanchal Mullick, Adv.
Ms. Kamakshi Sehgal, Adv.
Mr. Ivo Dcosta, Adv.
Ms. Ishani Shekhar, Adv.
Ms. Sakshi Raman, Adv.
Mr. Aryan, Adv.
Mr. Abhinav Agrawal, AOR
Mr. Piyush Bhardwaj, Adv.
Mr. Siddharth Seem, Adv.

For Respondent(s) :

M/s. K J John And Co, AOR

Mr. Shailesh Madiyal, Adv.
Mr. Gurmeet Singh Makker, AOR
Ms. Chinmayee Chandra, Adv.
Mr. Sandeep Singh, Adv.
Mr. Sridhar Potaraju, Adv.
Mr. Veer Vikrant Singh, Adv.

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

W.P.(C) NO.715/2024:-

1. We take notice of our order dated 28-2-2025. It is an exhaustive order. We need not reproduce the entire order. The order dated 28-2-2025 was corrected to some extent on 6-3-2025.
2. We had granted five weeks' time to the Union to take an appropriate decision in the matter. However, we regret to note that till this date, the Cabinet Secretariat has not been in a position to take any final decision in the matter.
3. Today, when the matter was taken up for further hearing, we took notice of one Interlocutory Application filed on behalf of the Union of India praying for more time in the matter. According to Mr. Rajesh Madiyal, the learned counsel appearing for the Union, the issue is pending before the Cabinet Secretariat. The Cabinet Secretariat has to place the appropriate proposal before the Union Cabinet.
4. We propose to grant one last opportunity to the Cabinet Secretariat to prepare the appropriate proposal and place it before the Union Cabinet. The Cabinet Secretariat, while preparing the appropriate proposal shall make a reference of our order dated 28.02.2025 and the corrected order dated 6.03.2025 respectively. We expect the Cabinet Secretariat also to look into our order and try to understand the same and thereafter, prepare the appropriate proposal.
5. We direct the Cabinet Secretariat to prepare the proposal within a period of four weeks from today and place it before the Union Cabinet to enable it to take an appropriate decision on the same.

6. We further direct that at the time of presenting the proposal, our order dated 28-2-2025 and the corrected order dated 6.03-2025 should also be annexed along with the proposal so that the Union Cabinet can look into our order and try to understand in what circumstances we had to pass the order.

7. Post this matter after four weeks to report compliance as to whether the Cabinet Secretariat has prepared the proposal and has forwarded the same to the Union Cabinet or not.

8. We make it clear that for any good reason the Cabinet Secretariat is unable to prepare the proposal and forward the same to the Union Cabinet, we shall proceed to deal with the matter accordingly.

9. Post this matter on 13-5-2025.

(VISHAL ANAND)
ASTT. REGISTRAR-cum-PS

(POOJA SHARMA)
COURT MASTER (NSH)