

EM NO.6

COURT NO.3

SECTION XVI

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

175

Petition(s) for Special Leave to Appeal (Civil) No(s).12125/2010

(From the judgement and order dated 02/07/2009 in MAT No.31/2009 of The HIGH COURT OF CALCUTTA)

LG, ANDAMAN & NICOBAR ISLANDS & ORS.

Petitioner(s)

VERSUS

M/S BARE FOOT INNS & LEISURE PVT. LTD.

Respondent(s)

(With appln(s) for directions, extension of time and leave to file affidavit and office report)

Date: 05/03/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MR. JUSTICE H.L. GOKHALE

HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI

For Petitioner(s)

Mr. Paras Kuhad, ASG.
Mr. Aman Ahluwalia, Adv.
Mr. R. Bala, Adv.
Ms. Sadhana Sandhu, Adv.
Mrs. G. Idira, Adv.

For Respondent(s)

Mr. Mahabir Singh, Sr. Adv.
Ms. Madhusmita Bora, Adv.

Mr. Kuber Dewan, Adv.

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

This petition is directed against order dated 2.7.2009 passed by the Division Bench of the Calcutta High Court whereby the appeal filed by the petitioners was dismissed and the order passed by the learned Single Judge quashing notification dated 30.10.2007 issued by Special Secretary (Tribal Welfare) and order dated 6.11.2007 issued by Tehsildar were quashed.

During the pendency of the special leave petition, several interim orders were passed by the Court. On 2.7.2012 the Court passed the following order:

"On 11.5.2012, arguments were heard in the context of letter dated 10.5.2012 sent by the Principal Secretary (Tribal Welfare), Andaman and Nicobar Administration to the Additional Solicitor General and the order was reserved.

In the main petition, the petitioners have questioned the judgment of the Division Bench of the Calcutta High Court, Circuit Bench at Port Blair whereby the appeal preferred by them against the order of the learned Single Judge, who quashed notification dated 30.10.2007 issued under Section 3(1) of the Andaman and Nicobar Islands (Protection of Aboriginal Tribes),