

**No. 1000/16/2014-WF/Auction
Government of India
Ministry of Communications & IT
Department of Telecommunications
(WPF Wing)**

Dated 27-02-2015

Subject: -Information regarding Hon'ble Supreme Court order dated 26-02-2015 in respect of Notice Inviting applications (NIA) issued by DoT on 09-01-2015.

Kindly find enclosed copy of Hon'ble Supreme Court of India order dated 26-02-2015 in the following matters, before the Hon'ble Court: -

- i) SLP (C) No. 5735-5736 of 2015
- ii) Transfer Petition (Civil) Nos. 352-356 of 2015
- iii) Transfer Petition (Civil) No. 363 of 2015

This is for kind information of all concerned.

S/d
Director(WF)

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NOS.352-356 OF 2015

Union of India

... Petitioner

versus

Bharti Hexacom Ltd. Etc. Etc.

... Respondents

WITH

TRANSFER PETITION (CIVIL) NOS.363 of 2015

O R D E R

Transfer Petition (C) Heard learned counsel for the parties.

Writ Petition Nos.52 of 2015 titled as Bharti Hexacom Ltd. vs. Union of India and 53 of 2015 titled as Reliance Telecom Ltd. vs. Union of India pending before the High Court of Tripura, Writ Petition No.8315 of 2015 titled as Idea Cellular Ltd. vs. Union of India pending before the High Court of Allahabad, Writ Petition No.6176 of 2015 titled as M/s. Bharti Airtel Ltd. vs. Union of India pending before the High Court of Karnataka, Writ Petition No.1383 of 2015 titled as Sistema Shyam Teleservices Ltd. & Anr. vs. Union of India & Anr. and Writ Petition No.1635 of 2015 titled as Reliance Telecom Ltd. & Anr. vs. Union of India & Anr. Pending

Signature Not Verified
Digitally signed by
Gulshan Kumar Arora
Date: 2015.02.27
17:45:59 IST
Reason:

before the High Court of Delhi at New Delhi shall stand transferred to this Court and be registered as Transferred Cases.

The Registry shall see to it that the cases shall be transferred

within 10 days.

~~Pleadings from all aspects shall be completed by that day.~~ As we are transferring the cases, no High Court or ~~any other legal~~ forum shall take up any petition relating to the "Notice inviting Applications" dated 9.1.2015. The order passed in SLP (C) Nos.5735-5736 of 2015 shall govern all the transferred cases which have been listed today.

The transfer petitions are allowed.

.....,J.
(Dipak Misra)

.....,J.
(Adarsh Kumar Goel)

New Delhi;
February 26, 2015.

ITEM NO.1

COURT NO.5

SECTION XIV

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). 5735-5736/2015

(Arising out of impugned final judgment and order dated 12/02/2015 in CM No. 54/2015 in WP No. 52/2015 and WP No. 53/2015 passed by the High Court Of Tripura At Agarthala)

UNION OF INDIA

Petitioner(s)

VERSUS

BHARTI HEXACOM LTD. ETC ETC

Respondent(s)

(With appln.(s) for raising additional grounds)

WITH

T.P. (C) No. 352-356/2015

(With appln.(s) for stay and Office Report)

T.P. (C) No.363 of 2015

(With appln.(s) for stay and Office Report)

Date : 26/02/2015 These petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE DIPAK MISRA
HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

For Petitioner(s) Mr. Mukul Rohtgi, AG
Mr. Ranjit Singh, SG
Mr. P.S. Narsimha, ASG
Ms. Inu Tamta, Adv.
Mr. Dhruv Tamta, Adv.
Mr. K. Parameshwar, Adv.
Mr. Ritin Rai, Adv.
Mr. D. S. Mahra, Adv.

For Respondent(s) Dr.A.M. Singhvi, Sr. Adv.
Mr. Gopal Jain, Adv.
Mr. Harsh Kaushik, Adv.
Mr. Abhay Chattopadhyay, Adv.
Ms. Chinmayee Chandra, Adv.
Ms. Stephnie V. Sonawane, Adv.
Ms. Nidhi Ram, Adv.
Mr. Gaurav Sharma, Adv.

Mr. P. Chidambrum, Sr. Adv.

Mr. Gopal Jain, Sr. Adv.
 Mr. Lakshmeesh Kamath, Adv.
 Mr. Mahesh Agrawala, Adv.
 Mr. Rishi Agrawala, Adv.
 Mr. E.C. Agrawala, Adv.
 Mr. Chaitanya Safaya, Adv.

Mr. Amarjit Singh Chandiok, Sr. Adv.
 Mr. Mansoon Ali Shaket, Adv.
 Mr. Nitin Kala, Adv.
 Mr. Pukhrambam Ramesh Kumar, Adv.
 Ms. Sweta Kakad, Adv.
 Ms. Sumit Kumar Vats, Adv.

Mr. Rakesh Dwivedi, Sr. Adv.
 Ms. Sansriti Pathak, Adv.
 Ms. Parul Shukla, Adv.
 Ms. Manjul bajpai, Adv.
 Mr. Shashwat Bajpai, Adv.

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

Heard Mr. Mukul Rohtagi, learned Attorney General for India along with Mr. Ranjit Kumar, learned Solicitor General of India and Mr. P.S. Narsimha, learned ASG for the Union of India, Mr. P. Chidambarum, Mr. Gopal Jain, Dr. A.M. Singhvi, Mr. Rakesh Dwivedi and Mr. Amarjit Singh Chandiok, learned senior counsel for the respondents.

The impugned order dated 12.02.2015 passed in CM No.54 of 2015 in WP (C) No.52 and 53 of 2015 by the High Court of Tripura at Agartala shall remain stayed.

The auction as scheduled to be commenced from 04.03.2015 shall continue but the same shall not be finalized without the leave of this Court. It is hereby made clear that the said condition shall be put forth on the website so that all the bidders are aware of the order of this Court. In addition, no bidder shall claim equity because of his participation or success in the tendering process.

Let the matter be listed on 26.03.2015. The matter shall not be treated as part heard.

TRANSFER PETITION (C) NOS.352-356 AND 363 OF 2015

The transfer petitions are allowed in terms of the signed order.

(Gulshan Kumar Arora)
Court Master

(H.S. Parasher)
Court Master

(Signed order is placed on the file)