

M/S Saga Freights Express Pvt. Ltd. & Anr vs Union Of India & Anr on 14 May, 2020

Author: Prateek Jalan

Bench: Prateek Jalan

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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) 3022/2020

M/S SAGA FREIGHTS

EXPRESS PVT. LTD. & ANR.

..... Petitioners

Through: Mr. Shiv Bhatt, Advocate with Ms.

Kumkum Bhatt, Advocate

versus

UNION OF INDIA & ANR

..... Respondents

Through:

Ms.Maninder Acharya, ASG with
Mr. Asheesh Jain, CGSC, and Mr.
Viplav Acharya, Advocate for UOI
Mr. Rakesh Tikku, Sr. Advocate
with Mr. Sarul Jain, Advocate for
R-7

Ms. Anjana Gosain, Advocate with
Ms. Shalini Nair, Advocate for R-3
and 4.

Mr. Milanka Chaudhary, Advocate
with Ms. Naina Dubey, Ms.
Harshita Agarwal, Advocates for
R-5

Mr. Alok Shukla, Advocate for R-
6

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN
ORDER

% 14.05.2020 CM APPL. Nos.10897/2020 & 10924/2020 Exemption applications are allowed, upon learned counsel for the respective applicants undertaking to make good the defects within two weeks after resumption of regular functioning of the Court.

The applications stand disposed of.

1. This is an application by Mumbai International Airport Limited for intervention in the present proceedings. The contention of the applicant is that it is an airport operator, and would be directly affected if the relief sought in the petition is granted.

2. Having heard learned counsel for the parties, I am of the view that the applicant makes out a good case for intervention. Mr. Shiv Bhatt, learned counsel appearing for the petitioner, also does not oppose the grant of relief sought herein.

3. In view of the above, the application is allowed and Mumbai International Airport Limited is permitted to intervene in the present proceedings.

4. The application stands disposed of.

1. By the order dated 30.04.2020, notice was issued in the present petition, and the petitioner was directed to implead the Airport Authority of India, the air operator and the concessionaire. The petitioner was also directed to file an additional affidavit indicating its financial position and whether or not it had applied for an e-pass to have its goods removed.

2. Mr. Shiv Bhatt, learned counsel for the petitioner, states that an application for impleadment of proposed respondent Nos. 3 to 7 has been filed, as also the additional affidavit. However, the same are not on record. Mr. Bhatt is directed to coordinate with the registry and have the application and the affidavit placed on record.

3. In view of the fact that the proposed respondent Nos. 3 to 7 have entered appearance, no further notice on the said application is required.

4. Learned counsel for respondent Nos. 1 & 2 and respondent Nos. 3 & 4 state that their counter affidavits have been filed. The counter affidavit of respondent No. 1 is already on record. Ms. Anjana Gosain, appearing for respondent Nos. 3 & 4, is directed to have the counter affidavit of respondents no. 3 and 4 placed on record before the next date of hearing.

5. The parties, including the newly added respondents, may file short affidavits/written submissions by 19.05.2020.

6. List before the appropriate bench on 21.05.2020.

PRATEEK JALAN, J MAY 14, 2020/'j'