

\$~28

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ LPA 317/2019 & CM APPLs. 22294-96/2019

SRI BASAVESHWARA SUGARS LIMITED Appellant

Through: Mr. S.D. Singh with Mr. Vijay
Kumar, Mr. Rahul Kumar Singh, Mr.
Kamla Prasad & Ms. Shwati Sinha,
Advs.

Versus

MINISTRY OF CONSUMER AFFAIRS & ORS. Respondents

Through: Mrs. Suparna Srivastava, CGSC with
Mr. Nikhil Bhardwaj, GP and Ms.
Nehul Sharma, Advs. for R-1 & 2.

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

%

10.05.2019

CM APPL.22295/2019 (exemption) & 22296/2019 (exemption)

Allowed, subject to all just exceptions.

Both the applications stand disposed of.

LPA 317/2019 & CM APPL. 22294/2019

1. Seeking exception to an order passed on 01.05.2019 by the learned writ court in W.P.(C) No.4006/2019 rejecting an application for early hearing of the writ petition, this appeal has been filed under Clause 10 of the Letters Patent.

9

2. Petitioner had filed the writ petition challenging certain action of the respondents and in the said writ petition had filed an application for early hearing. The application for early hearing has been rejected and the order passed by the learned writ court reads as under:

"CM APPL. 20582/2019

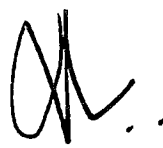
1. This is an application for an early hearing. The same is not feasible.

2. Accordingly, the application is dismissed."

3. *Inter alia* contending that looking to the urgency of the matter the learned writ court should have allowed the application for early hearing, the appellant has approached this Court. In the matter of granting early hearing of the writ petition, the learned writ court has exercised its discretion and we see no reason to interfere in the matter only because the application for early hearing has been rejected.

4. The discretion exercised by the learned writ court does not call for any interference. The appeal is dismissed along with the pending application.


CHIEF JUSTICE


ANUP JAIRAM BHAMBHANI, J.

MAY 10, 2019
kks