



W.P.No.3905 of 2020

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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Dated : 01.09.2025

CORAM

THE HONOURABLE MR. JUSTICE M.DHANDAPANI

W.P.No.3905 of 2020

and

W.M.P.Nos.4636 & 4638 of 2020

NEYCER INDIA LIMITED
having its registered office at
No.145, Saint Mary's Road,
Alwarpet, Chennai – 600 018.
Represented by Mr.T.Mani,
Authorised Signatory

... Petitioner

Vs

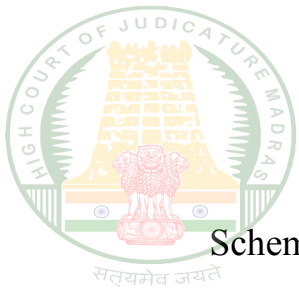
1. Union of India,
Represented by its
Ministry of Corporate Affairs,
Shastri Bhawan, Dr.Rajendra Prasad Road,
New Delhi – 110 001.

2. Ministry of Petroleum and Natural Gas,
Shastri Bhavan, New Delhi – 110 001.

3. GAIL (INDIA) LIMITED
Gail Bhawan, 16, Bhikaiji Cama Place,
New Delhi – 110 066.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus issuing directions to the respondents for implementing Clause 10 (L) of MS-08 (Modified Rehabilitation



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Scheme) as approved by Board of Industrial & Financial Reconstruction vide order dated 16th October 2008 and consequently direct the third respondent to (i) refund to the Petitioner Rs.27,99,39,185/- (Rupees Twenty Seven Crores Ninety Nine Lakhs Thirty Nine Thousand One Hundred and Eighty Five Only) towards excess amount of fixed transportation charges recovered from the Petitioner towards the cost of laying pipelines with Interest (ii) waive future fixed transportation charges on account of cost of laying the pipelines and (iii) allocate additional natural gas of 35000 scm. Per day for the proposed expanded activities and pass orders.

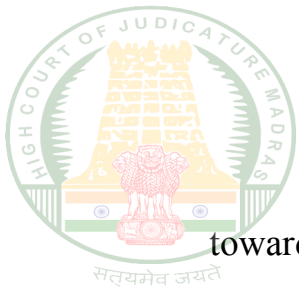
For Petitioner : Mr.Abhishek Raman

For Respondents : Mr.V.Ashok Kumar
Senior Panel Counsel
for R1 & R2

Ms. Komal.V
for M/s. Giridhar & Sai for R3

ORDER

This petition has been filed to direct the respondents for implementing Clause 10 (L) of MS-08 (Modified Rehabilitation Scheme) as approved by Board of Industrial & Financial Reconstruction vide order dated 16.10.2008 and consequently direct the third respondent to (i) refund to the Petitioner Rs.27,99,39,185/- (Rupees Twenty Seven Crores Ninety Nine Lakhs Thirty Nine Thousand One Hundred and Eighty Five Only)



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towards excess amount of fixed transportation charges recovered from the

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Petitioner towards the cost of laying pipelines with Interest (ii) waive future fixed transportation charges on account of cost of laying the pipelines and (iii) allocate additional natural gas of 35000 scm. Per day for the proposed expanded activities and pass orders.

2. The learned counsel for the petitioner submitted that on the very same issue, the arbitration proceeding was initiated by the petitioner and an award has already been passed by the arbitrator. Hence, nothing survives for adjudication in the present petition.

In the light of the above submission, this Writ Petition is dismissed as infructuous. Consequently, connected Miscellaneous Petitions are closed. No costs.

01.09.2025

dh



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M.DHANDAPANI,J.

dh

To

1. Union of India,
Represented by its
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New Delhi – 110 001.
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