

ITEM NO.6

COURT NO.14

SECTION III

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).13170/2012

(From the judgement and order dated 03/01/2012 in WP No.8773/2011 of The
HIGH COURT OF ORISSA AT CUTTACK)

M/S ORBIT MOTORS P.LTD.

Petitioner(s)

VERSUS

COMMR.OF SALES TAX ORISSA & ORS.

Respondent(s)

(With prayer for interim relief and office report)

Date: 08/07/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ANIL R. DAVE
HON'BLE MR. JUSTICE A.K SIKRI

For Petitioner(s) Ms. Vansha Shukla, Adv.
Mr. Yashish Chandra, Adv.
Mr. Mishra Saurabh, Adv.

For Respondent(s) Mrs. Kirti Renu Mishra, Adv.

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

Leave granted.

The appeal stands disposed of as partly allowed with no
order as to costs in terms of the Signed Order.

|(Rajni Mukhi)
|SR. P.A.

|(Sneh Bala Mehra)
| Court Master

(Signed Order is placed on the file)

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 5348 OF 2013
(Arising out of SLP (C) No. 13170/2012)

M/S ORBIT MOTORS P.LTD.

.....Petitioner

VERSUS

COMMR.OF SALES TAX ORISSA & ORS.

....Respondents

O R D E R

Leave granted.

Heard the learned counsel. In the peculiar facts of the case we direct that the appellant shall file a Statutory appeal and till the Appellate Authority decides the appeal, the appellant shall continue to pay 1/3rd amount of the outstanding demand as directed by interim order dated 4th May, 2012 by this Court. If till today, 1/3rd of the outstanding demand has not been paid, the respondents shall be at liberty to take appropriate action for recovery of the said amount after giving the details of the amount which has still remained unpaid.

In view of the above directions, the appeal stands disposed of as partly allowed with no order as to costs.

.....J.

[ANIL R. DAVE]

.....J.
[A.K. SIKRI]

NEW DELHI;
8TH JULY, 2013