

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).1803/2007

(From the judgement and order dated 25/10/2006 in WA No. 520/2006 & RP No. 1037/2006 of the HIGH COURT OF KERALA AT ERNAKULAM)

INDIAN BANK
VERSUS

Petitioner(s)

ASSISTANT COMM. (ASSESSMENT III) & ORS.

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned Judgment, prayer for interim relief and office report)
(FOR FINAL DISPOSAL)

WITH

SLP(C) NO. 1648 of 2007

(With prayer for interim relief and office report)

Date: 09/01/2009 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE DR. JUSTICE MUKUNDAKAM SHARMA

For Petitioner(s) Mr. Himanshu Munshi, Adv.

Mr. T. Raja, Adv.

For Respondent(s) Mr. G. Prakash, Adv.

Mr. Romy Chacko, Adv.

UPON hearing counsel the Court made the following
ORDER

Leave granted.

In view of the decision of this Court in C.A. No. 7128/2008: Union of India and Ors. vs. SICOM Ltd. and Anr., delivered on 5.12.2008, the impugned judgments cannot be sustained. They are set aside and the appeals are allowed accordingly.

(A.S. BISHT)
COURT MASTER

(PUSHAP LATA BHARDWAJ)
COURT MASTER

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 157 OF 2009
[Arising out of SLP(C) No. 1803/2007]

INDIAN BANK

... APPELLANT(S)

:VERSUS:

ASSISTANT COMMISSIONER (ASSESSMENT III) & ORS.

... RESPONDENT(S)

WITH

CIVIL APPEAL NO. 162 OF 2009
[Arising out of SLP(C) No. 1648/2007]

ORDER

Leave granted.

In view of the decision of this Court in C.A. No. 7128/2008:
Union of India and Ors. vs. SICOM Ltd. and Anr., delivered on
5.12.2008, the impugned judgments cannot be sustained. They are set
aside and the appeals are allowed accordingly.

.....J
(S.B. SINHA)

.....J
(MUKUNDAKAM SHARMA)

NEW DELHI,
JANUARY 9, 2009.