

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).3838/2006

(From the judgement and order dated 09/11/2005 in WP No. 1994/2005 of The HIGH COURT OF M.P AT INDORE)

M/S. MMTCLTD.

Petitioner(s)

VERSUS

COMMISSIONER, COMMERCIAL TAX & ORS.

Respondent(s)

(With appln(s) for stay and prayer for interim relief )

(For final disposal)

Date: 22/08/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARIJIT PASAYAT

HON'BLE MR. JUSTICE S.H. KAPADIA

For Petitioner(s) Mr. T.S.Doabia, Sr. Adv.

Mr. Ankur Mody, Adv.

Ms. Shilpi Kaushik, Adv.

Mr. Vikas Mehta, Adv.

For Respondent(s) Mr. Amit Mishra, Adv.

Mr. B.S.Banthia, Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard.

Since the impugned order is passed by a learned Single Judge, the normal

remedy is to file a letters patent appeal. Since we had entertained the SLP ag

ainst the

learned Single Judge's order, it would be appropriate to grant three weeks' time to the

petitioner to prefer the LPA which if otherwise free from defect shall be entertained

for being considered on merits. The interim order passed by this Court shall continue

for the aforesaid purpose.

The special leave petition is disposed of accordingly.

jay Aggarwal)

(Shashi Sareen)

(Vi

ourt Master

Court Master

C