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SLP(C)No. 5756 OF 1997
ITEM NO.1

COURT NO.4

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).5756/1997
(From the judgement and order dated 27/02/1997 in MISC No. 2253/1997 & OJC No. 2839/1997 of
HIGH COURT OF ORISSA AT CUTTACK)

S.A.I.L.

Petitioner(s)

VERSUS

SALES TAX OFFICER & ORS

Respondent(s)

(With prayer for interim relief and office report)

WITH S.L.P.(C) NO. 10566 of 2001
(With prayer for interim relief)

WITH Civil Appeal NO. 1876 of 1997
(With appln.(s) for ex-Parte stay and exemption from filing c/c of the impugned Judgment and p
ermission to place addl. documents on record and impleading party and office report)

Date: 25/10/2004 These Petitions were called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE RUMA PAL
HON'BLE MR. JUSTICE C.K. THAKKER

For Petitioner(s)

Mr. Harish N. Salve, Sr. Adv.

Mr. Sunil Kumar Jain, Adv.

Mr. S. Borthakur, Adv.

Mr. A.K. Shahi, Adv.

Mr. Manish Kumar, Adv.

For Respondent(s)

For State of Orissa Mr. Janaranjan Das, Adv.

Mr. Swetaketu Mishra, Adv.

Ms. Moushumi Gahlot, Adv.

For State of U.P. Mr. Sunil Gupta, AAG

Mr. Punit Dutt Tyagi, Adv.

Mr. Vivek Vishnoi, Adv.

For State of Punjab Mr. H.M. Singh, Adv.

Ms. Shabana Saifi, Adv.

For State of J&K Mr. Altaf H. Naiyak, AG

Mr. Anis Suhrawardy, Adv.

For State of W.B. Mr. Tara Chandra Sharma, Adv

Ms. Neelam Sharma, Adv.

For State of M.P. Mr. Sakesh Kumar, Adv.

Mr. Satish K. Agnihotri, Adv.

Mr. Tripurari Roy, Adv.

Mr. Manoj Saxena, Adv.

Mr. S.K. Mitra, Adv.

Mr. Mohan Prasad Meharia, Adv.

Mr. Guntur Prabhakar, Adv.

Mr. K.R. Sasiprabhu, Adv.

Mr. Arun K. Sinha, Adv

Ms. Hemantika Wahni, Adv

Ms. Manita Varma, Adv.
Ms. Aruna Gupta, Adv.

Mr. H.K. Puri, Adv.
Mr. S.K. Puri, Adv.
Mr. Shiv Gupta, Adv.

Mrs Anil Katiyar, Adv

Mr. B.B. Singh, Adv

Mr. Sushil Kumar Jain, Adv

Mr. Ramesh Babu M.R., Adv.

Mr. D.S. Mahra, Adv.

Mr. V.G. Pragasam, Adv.

Mr. Sanjay R. Hegde, Adv

Mr. Subramonium Prasad, Adv.

Mr. Sinha & Das, Adv.

Mr. Shreekant N. Terdal, Adv.

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

Leave granted.
Application for impleadment is dismissed.
The appeals are disposed of in terms of the signed order.
[SATISH K. YADAV] [MADHU SAXENA]
COURT MASTER COURT MASTER
(Signed Order is placed on the file)

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO. OF 2004
(Arising out of SLP(C) No.5756 of 1997)

S.A.I.L.APPELLANT (S)

Versus

SALES TAX OFFICER & ORSRESPONDENT (S)

With
C.A.No...../2004
(Arising out of SLP(C) No.10566/2001)
With
C.A.No.1876/1997

O R D E R

Leave granted.
These appeals were preferred against an interim order dated 26.3.1997. We had passed an interim order on 26.3.1997 after hearing both sides. We have been informed that the main issue involved in these appeals has already been resolved in view of the decision of this Court in Ashok Leyland Ltd. vs. State of Tamil Nadu & Anr. reported in 2004(3) SCC 1. The appeals are accordingly disposed of by affirming the interim order till the final disposal of the appeal pending before the Tribunal which will now dispose of the appeal in the light of the decision in Ashok Leyland Ltd. vs. State of Tamil Nadu & Anr.

.....J.
[RUMA PAL]

.....J.
[C.K. THAKKER]

New Delhi,
October 25, 2004.