èITEM NO. 6 COURT NO.5 SECTION III

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

IA.No.2 in
Petition(s) for Special Leave to Appeal (Civil) No(s).16689/2010
(From the judgement and order dated 06/05/2010 in WP No. 5413/2005
of The HIGH COURT OF ORISSA AT CUTTACK)

M/S INDIAN METAL & FERRO ALLOYS LD.& ANR Petitioner(s)

VERSUS

GOVT.OF ORISSA & ANR Respondent(s)
(For directions and office report)

Date: 07/02/2011 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE D.K. JAIN
HON'BLE MR. JUSTICE H.L. DATTU

For Petitioner(s) Mr. K.K. Venugopal, Sr. Adv.
Ms. Anuradha Dutt, Adv.
Ms. B. Vijayalakshmi Menon,Adv.
Ms. Ekta Kapil, Adv.

For Respondent(s)
rr.2 Mr. Suresh Chandra Tripathy,Adv.

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

Leave granted.

The appeal will be heard on the SLP paper book. Additional documents, if any, may be filed by the parties.

Tag with C.A. No. 5172 of 2007.

We have heard learned counsel for the appellants as also for the respondents on the question of grant of interim relief.

Having done so we modify interim order dated 1st October, 2010 as follows:

..2/-

: 2 :

"Pending the final disposal of the appeal, the department may continue to raise demands against the appellants so that these do not get time-barred. However, the appellants shall continue to pay the admitted amount of demand for the succeeding months in the same manner they have been paying in the past. Insofar as the disputed amount is concerned, the same shall be put in an 'ESCROW account'. On the appellants' complying with this order, no coercive steps shall be taken by the State to recover the differential amount till further orders without the leave of this Court."

[Charanjeet Kaur]
Court Master

[Kusum Gulati]
Court Master