ITEM NO.43 COURT NO.4 SECTION IIIA

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).9732/2005
(From the judgement and order dated 30/04/2003 in WP No. 5222/2002 of The HIGH COURT OF JUDICATURE AT MADRAS)

NLC WORKERS PROGRESSIVE UNION & ORS. Petitioner(s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)
(With appln(s) for c/delay in filing SLP,c/delay in filing rejoinder and prayer for interim relief and office report)

Date: 08/07/2010 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE DALVEER BHANDARI
HON'BLE MR. JUSTICE DEEPAK VERMA

For Petitioner(s) Mr.S.Gurukrishna Kumar, Adv.
Mr. S.R. Setia,Adv.

For Respondent(s) Mr.R.Chandrachud, Adv.
for Mr. K.R. Sasiprabhu,Adv.

Mr.P.P.Malhotra, ASG
Mr.T.A.Khan, Adv.
Mr.Shailendra Sharma, Adv.
for Mr. B.V. Balaram Das ,Adv

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

Learned counsel for the petitioner-Association submits that because of the amended Notification, which reads as under, :

> "Provided that nothing contained in this sub-rule would be applicable to any accommodation located in a 'remote area' provided to an employee working at a mining site or an onshore oil exploration site, or a project execution site or an accommodation provided in an offshore site of similar nature:"

the petitioner-Association is not liable to pay the Income Tax on the accommodation given to him/them in a remote area. Learned Addl.Solicitor General prays for some time to take instructions. List this matter after four weeks. Learned Addl.Solicitor General may file a short additional affidavit in the meanwhile.

(G.V.Ramana)
Court Master

(Neeru Bala Vij)
Court Master