

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

I.A. NOS.3-4 IN CIVIL APPEAL NO.4745 OF 2006

JAI PRAKASH ASSOCIATES LTD.

Appellant (s)

VERSUS

STATE OF M.P. & ORS.

Respondent(s)

(For directions, impleadment, exemption from filing O.T. and office report)

With I.A. Nos.1-2 in Civil Appeal No.4990 of 2006
(For stay, exemption from filing O.T. and office report)

I.A. Nos.3-4 in Civil Appeal No.4991 of 2006
(For directions, exemption from filing O.T. and office report)

I.A. Nos.2-4 in Civil Appeal No.4992/2006
(For stay, exemption from filing O.T. and intervention/impleadment)

I.A. Nos.1-4 in Civil Appeal No.4993 of 2006
(For stay and direction)

I.A. Nos.3-4 in Civil Appeal No.2055/2009
(For direction/stay and exemption from filing O.T.)

I.A. Nos.27-35 in Civil Appeal No.4056-4064/1999
(For stay and office report)

I.A. Nos.9-11 in Civil Appeal No.4722-4724/2009
(For stay)

Date: 06/12/2010 These Matters were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE K.S. PANICKER RADHAKRISHNAN
HON'BLE MR. JUSTICE SWATANTER KUMAR

For Appellant(s)
In CA 4745/2006: Mr. S.B. Upadhyay, Sr. Adv.
Mr. Pawan Upadhyay, Adv.
Mr. Santosh Mishra, Adv.
Mr. Param Mishra, Adv.
Ms. Anesha Upadhyay, Adv.
Ms. Sharmila Upadhyay, Adv.

...2/-

- 2 -

In CA 4990/2006: Mr. Bhaskar P. Gupta, Sr. Adv.
Mr. Praveen Kumar, Adv.

In CA 4991/2006: Mr. A.K. Ganguli, Sr. Adv.
Mr. Bharat Sangal, Adv.
Ms. Alka Singh, Adv.

In CA 4992/2006: Mr. Akshat Shrivastava, Adv.
Mr. P.P. Singh, Adv.
Mr. Inderjeet Yadav, Adv.

In CA 4993/2006: Mr. Anip Sachthey, Adv.
Mr. Mohit Paul, Adv.
Ms. Shagun Matta, Adv.

In CA 2055/2009: Mr. L.N. Rao, Sr. Adv.
Mr. Mahesh Agarwal, Adv.
Mr. Rishi Agrawala, Adv.
Mr. E.C. Agrawala, Adv.
Mr. Gaurav Goel, Adv.

In CA 4056-64/1999 and Mr. Rakesh Dwivedi, Sr. Adv.
CA 4722-24/1999: Mr. Aparesh Kumar Singh, Adv.
Mr. Tapeshe Kumar Singh, Adv.

For Respondent(s) Mr. Vivek Tankha, ASG.
Mr. Rishabh Sancheti, Adv.
Mr. Sumeer Sodhi, Adv.
Mr. Vaibhav Srivastava, Adv.
Mr. D. Kumanan, Adv.
Mr. B.S. Banthia, Adv.
Mr. Vikas Upadhyay, Adv.

Mr. Parag P. Tripathi, ASG.
Mr. T.S. Doabia, Sr. Adv.
Mr. A. Deb Kumar, Adv.
Ms. Asha G. Nair, Adv.
Mr. V.K. Biju, Adv.
Ms. Arti Gupta, Adv.
Mr. Manpreet Singh Doabia, Adv.
Mr. D.S. Mahra, Adv.
Mr. V.K. Verma, Adv.

Mr. Ajit Kumar Sinha, Sr. Adv.
Mr. Ambhoj Kumar Sinha, Adv.
Mr. Ashwarya Sinha, Adv.

...3/-

- 3 -

Mr. Dipankar Gupta, Sr. Adv.
Mr. Prashant Kumar, Adv.
Mr. Anurag Sharma, Adv.
M/s. AP & J Chambers, Advs.

Mr. Anupam Lal Das, Adv.
Mr. Abhishek Kumar, Adv.

Mr. Harish N. Salve, Sr. Adv.
Mr. Ajay Aggarwal, Adv.
Mr. Siddharth Banthia, Adv.
Mr. Rajan Narain, Adv.

For Intervenor(s) Mr. T.N. Rao, Adv.

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

Heard learned counsel on both sides.
We direct each of the assesseees, appearing before us, to file Returns under the relevant Statute. If they have filed the Returns, the Assessing Officer will complete the assessment by a reasoned order in accordance with law. If that order is against the assessee(s), the assessee(s) should prefer an appeal in accordance with law. If any matter is pending before the Appellate Authority in appeal, the Appellate Authority will decide the matter in accordance with law. It is made clear that, pending appeal(s), every assessee will pay the taxes without prejudice to its rights and contentions in the pending appeal(s).

The interlocutory applications are,
accordingly, disposed of.
Place Civil Appeal Nos.4056-4064 of 1999
and connected matters on 13th January, 2011, subject
to over-night part-heard, if any.

[T.I. Rajput]
A.R.-cum-P.S.

[Madhu Saxena]
Assistant Registrar