

ITEM NO.804

COURT NO.7

SECTION XVI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition for Special Leave to Appeal (C) No. 11038/2025

[Arising out of impugned final judgment and order dated 30-01-2025
in APO No. 106/2018 passed by the High Court at Calcutta]

EMAMI AGROTECH LIMITED

Petitioner(s)

VERSUS

STATE OF WEST BENGAL & ORS.

Respondent(s)

[TO BE TAKEN UP AT THE TOP OF THE BOARD] ... [ONLY CONNECTED
MATTERS ARE LISTED UNDER THIS ITEM]

Date : 16-12-2025 These petitions were mentioned today.

CORAM :

HON'BLE MR. JUSTICE J.B. PARDIWALA
HON'BLE MR. JUSTICE K.V. VISWANATHAN

For Petitioner(s) : Mr. Rohit Dutta, Adv.
Ms. Shalini Kaul, AOR

For Respondent(s) : Mr. Kunal Mimani, AOR

UPON being mentioned the Court made the following
O R D E R

1. Upon being mentioned, the following matters have been taken on
board:-

<u>Sl. No.</u>	<u>SLP Number</u>	<u>Cause Title</u>
1.	SLP (C) 22185 of 2025	Lexus Motors Limited vs The State of West Bengal & Ors.

2.	SLP D.No.39293 of 2025	Vibrant Motors Pvt. Ltd. Vs. The State of West Bengal & Ors.
3.	SLP Diary No. 21327 of 2025	OSL Scandinavian Pvt. Ltd. Vs. The State of West Bengal & Ors.
4.	SLP Diary No. 22365 of 2025 alongwith M.A. (Diary) No. 72491 of 2025	Company Director/OSL Prestige Pvt. Ltd. Vs The State of West Bengal & Ors.
5.	SLP Diary No. 26043 of 2025 alongwith M.A. (Diary) No. 69936 of 2025	Raj Finoxides Pvt. Ltd. Vs. The State of West Bengal & Ors.

2. The learned counsel appearing for the petitioners has instructions from his client not to press these petitions and withdraw the same as his client want(s) to avail the remedy under the West Bengal Sales Tax (Settlement of Dispute) Act, 1999 as amended by the West Bengal Sales Tax (Settlement of Dispute) (Amendment) Act, 2025.

3. According to the statement furnished by the learned counsel the petitions at Sl. No.4 i.e. SLP Diary No. 22365 of 2025 and at Sl.No.5 i.e. SLP Diary No. 26043 of 2025 were dismissed for non prosecution due to peremptory order. Thereafter, he filed the Miscellaneous applications in the respective petitions for restoration, which are registered as M.A. (Diary) No. 72491 of 2025 and M.A. (Diary) No. 69936 of 2025, respectively.

4. As prayed by the learned counsel appearing for the petitioner(s), the SLP Diary No. 22365 of 2025 (Sl. No.4) and SLP Diary No. 26043 of 2025 (Sl. No.5) be restored to its original SLPs file and Miscellaneous applications stand disposed of.

5. In the aforesaid, we permit the petitioners to go before the competent authority under the Amendment Act of 2025 and avail the appropriate relief.

6. If the petitioner(s) applies with the competent authority of the State under the Amendment Act, 2025, the State shall allow the application in terms of the Amendment Act and accept the application(s) filed by the petitioner(s).

7. In view of the aforesaid, all these petitions stand dismissed as not pressed.

(CHANDRESH)
ASTT. REGISTRAR-cum-PS

(POOJA SHARMA)
COURT MASTER (NSH)