

PORTABLE

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 6620 OF 2016
[@ SPECIAL LEAVE PETITION (C) NO. 8323 OF 2016]

AMAR JAIN MEDICAL RELIEF SOCIETY AND ANR. Appellant(s)

VERSUS

STATE OF RAJASTHAN AND ORS. Respondent(s)

)

J U D G M E N T

KURIAN, J.

1. Leave granted.

2. The appellants are before this Court, aggrieved by the interim order dated 18.03.2016, whereby the appellants have been directed to deposit 50% of the Urban Development Tax component. According to the appellants, the liability to pay the tax component is the subject matter of Civil Writ Petition No. 3068 of 2016 pending before the High Court.

3. It is submitted that in case the High Court allows the writ petition, there is no liability for the appellants to pay the Urban Development Tax. There are other contentions as well.

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JAYANT KUMAR ARORA
Date: 2016.07.25
16:51:58 IST
Reason:

4. However, in the nature of the order we propose to pass in this case, it is not necessary for us to go into those contentions advanced by counsel on both

sides.

5. On 01.04.2016, this Court stayed the operation of

the direction issued by the learned Single Judge in the matter of deposit of 50% of the Urban Development Tax component. There is also a stay on coercive steps pursuant to the Demand Notices issued by the Municipal Corporation, Jaipur.

6. We are of the view that the High Court should first decide the Civil Writ Petition No. 3068 of 2016 expeditiously.

7. The appeal is, hence, disposed of with a request to the High Court to dispose of Civil Writ Petition No. 3068 of 2016 expeditiously and preferably within six months from today. Till the writ petition is disposed of, the order dated 01.04.2016 passed by this Court shall continue.

No costs.

.....J.
[KURIAN JOSEPH]

.....J.
[ROHINTON FALI NARIMAN]

New Delhi;
July 22, 2016.

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ITEM NO.49	COURT NO.10	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 (C)	No(s).	8323/2016
(Arising out of impugned final judgment and order dated 18/03/2016 in DBCMS No. 2686/2016 18/03/2016 in DBCWP No. 3068/2016 passed by the High Court Of Rajasthan At Jaipur)		
AMAR JAIN MEDICAL RELIEF SOCIETY AND ANR.		Petitioner(s)
VERSUS		
STATE OF RAJASTHAN AND ORS.		Respondent(s)
(with interim relief and office report)		

Date : 22/07/2016 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Petitioner(s) Mr. Manu Mridul, Adv.
Mr. Surya Kant, Adv.
Mr. Rajat Agnihotri, Adv.

For Respondent(s) Mr. S. S. Shamsherry, AAG
Mr. Amit Sharma, Adv.
Mr. Prateek Yadav, Adv.
Mr. Ankit Raj, Adv.
Ms. Ruchi Kohli, Adv.

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

Leave granted.

The appeal is disposed of in terms of the signed
non-reportable Judgment.

Pending interlocutory applications, if any, are disposed of.

(Jayant Kumar Arora)
Court Master

(Renu Diwan)
Court Master

(Signed non-reportable Judgment is placed on the file)