

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).12413/2006
(From the judgement and order dated 21/03/2006 in STR No. 3/1996 & MCA No.107/2005
of The HIGH COURT OF GUJARAT AT AHMEDABAD)

M/S. OIL & NATURAL GAS COMMISSION

Petitioner(s)

VERSUS

STATE OF GUJARAT

Respondent(s)

(With prayer for interim relief)

Date: 19/12/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MR. JUSTICE V.S. SIRPURKAR

For Petitioner(s) Ms. R.G. Narula, Vivek Kishore,
J. Kaur & Ms. N. Minocha, Advs.
for Mr. Subramonium Prasad, Adv.

For Respondent(s) Ms. Hemantika Wahi, Adv.
Ms. K.E. Sema, Adv.
Mr. S. Padhan, Adv.
Ms. Mamta Tushir, Adv.

UPON hearing counsel the Court made the following
ORDER

Leave granted.

The appeal is allowed.

(Indu Satiya) (Sudhir Kapoor)
Court Master PS to Registrar

Signed order is placed on the file.

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

Civil Appeal No...../2008
(Arising out of SLP(C) No.12413/2006)

M/s. Oil & Natural Gas Commission

... Appellant

Vs.

State of Gujarat

... Respondents

ORDER

Leave granted.

Heard counsel for the parties. We have perused order of the High Court dated 21.3.2006. On the facts of the case we are of the opinion that the Sales Tax Reference No.3/96 which was dismissed in default should be restored. We set aside the impugned order of the High Court and restore the appeal. The High Court is requested to decide the case expeditiously.

The appeal is allowed.

.....J.

(MARKANDEY KATJU)

.....J.

(V.S. SIRPURKAR)

New Delhi;

December 19, 2008.