

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 1636 OF 2010

TATA MOTORS LTD. FORMERLY KNOWN
AS M/S TATA ENGINEERING AND
LOCOMOTIVE COMPANY LTD.

Appellant(s)

VERSUS

STATE OF JHARKHAND (FOR. KNOWN. AS
THE STATE OF BIHAR) & ORS.

Respondent(s)

O R D E R

The principal question raised in this appeal is whether it is open to the State to levy surcharge without there being any express provision of law made by the Legislature or for that matter law as understood in the form of executive directions.

Despite this, learned counsel for the appellant, on instructions, in all fairness, submits that since the surcharge amount being nominal and has been discontinued by the State w.e.f. 13.07.2013, the appellant may not want to proceed with this appeal any further.

Accordingly, the appeal is allowed to be withdrawn, as prayed, leaving all question of law raised in the appeal open.

Pending applications, if any, stand disposed of.

.....,J.
(A.M. KHANWILKAR)

.....,J.
(ABHAY S. OKA)

.....,J.
(C.T. RAVIKUMAR)

NEW DELHI;
APRIL 12, 2022

ITEM NO.103

COURT NO.3

SECTION XVII

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

Civil Appeal No(s). 1636/2010

TATA MOTORS LTD.FORMERLY KNOWN AS
M/S TATA ENGINEERING AND LOCOMOTIVE COMPANY LTD. Appellant(s)

VERSUS

STATE OF JHARKHAN(FOR.KNOWN.AS
THE STATE OF BIHAR) & ORS. Respondent(s)

Date : 12-04-2022 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE C.T. RAVIKUMAR

For Appellant(s)

Mr. Gopal Jain, Sr. Adv.
Mr. Siddharth Bhatnagar, Sr. Adv.
Ms. Nandini Gore, Adv.
Ms. Natasha Sahrawat, Adv.
Mr. Jasvir singh Sabharwal, Adv.
Mr. Karanveer Singh Anand, Adv.
Mrs. Manik Karanjawala, AOR

For Respondent(s)

Mr. Sunil Kumar, Sr. Adv.
Ms. Pallavi Langar, AOR
Mr. Sonal Kumar Singh, Adv.

Mr. K.M. Natraj, ASG
Mr. R. Bala, Sr. Adv.
Mr. Anmol Chandan, Adv.
Mr. S. Nambiar, Adv.
Mr. Vatsal Joshi, Adv.
Mr. Gurmeet Singh Makker, AOR

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

The appeal is allowed to be withdrawn in terms of the
signed order.

(DEEPAK SINGH)
COURT MASTER (SH)

(VIDYA NEGI)
COURT MASTER (NSH)

[Signed order is placed on the file]