

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 (Civil) No(s).15002/2007

(From the judgement and order dated 19/12/2006 in ITA No.1167/2006  
of The HIGH COURT OF DELHI AT N. DELHI)

COMMR.OF INCOME TAX,NEW DELHI

Petitioner(s)

VERSUS

P.N.B. HOUSING FINANCE LTD.

Respondent(s)

(With office report)

With Civil Appeal No.1903 of 2008

(With appln.(s) for stay, permission to file supplementary  
affidavit and for rejection/dismissal of Civil Appeal)

S.L.P. (C) No.2538 of 2009

(With prayer for interim relief)

[For Final Disposal]

Civil Appeal No.7571 of 2009

(With appln(s) for stay)

Date: 13/09/2010        These Matters were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN

HON'BLE MR. JUSTICE SWATANTER KUMAR

For Petitioner(s)/  
Appellant(s)

Mr. Goolam E. Vahanvati,AG.  
Mr. Arijit Prasad,Adv.  
Mr. Chinmoy Sharma,Adv.  
Mr. Amey Nargolkar,Adv.  
Mr. B.V. Balaram Das,Adv.

Mr. S.W.A. Qadri,Adv.  
Mr. M.P.S. Tomar,Adv.  
Ms. Saima Bakshi,Adv.  
Ms. Anil Katiyar,Adv.

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For Petitioner(s)

Mr. M. Chandrasekharan,Sr.Adv.  
Mr. Rupesh Kumar,Adv.

For Respondent(s)

Ms. Susmita Lal,Adv.  
Mr. Dilip Kapoor,Adv.  
Ms. Malabika Sarkar,Adv.

Mr. Parijat Sinha,Adv.  
Ms. Reshmi Rea Sinha,Adv.  
Mr. S.C. Ghosh,Adv.  
Mr. Vikram Ganguly,Adv.  
Mr. Anil Kumar Mishra,Adv.

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Mr. Chinmoy Sharma,Adv.

Mr. Amey Nargolkar, Adv.  
Mr. B.V. Balaram Das, Adv.

Mr. S.W.A. Qadri, Adv.  
Mr. M.P.S. Tomar, Adv.  
Ms. Saima Bakshi, Adv.  
Ms. Anil Katiyar, Adv.

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

Since the judgement in the case of Oil and Natural Gas Commission vs. Collector of Central Excise, reported in 1995 Suppl. (4) S.C.C. 541, which is the decision of the Bench of three Judges of this Court and the judgement of the Division Bench in the case of Oil and Natural Gas Commission vs. City Industrial Development Corporation, Maharashtra Ltd. & Ors., reported in 2007 (7) S.C.C.39, need re-consideration, we direct the Registry to place this group of matters before the Constitution Bench of five Judges on 9th November, 2010.

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

[ Madhu Saxena ]  
Assistant Registrar