

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.9198 OF 2013
(ARISING OUT OF SLP(C) NO.19952/2012)

DCM SHRIRAM CONSOLIDATED LTD.& ANR. Appellant(s)

VERSUS

ADDL.COMMR.COMMERCIAL TAX & ORS. Respondent(s)

O R D E R

Leave granted.

On 06.07.2012, a limited notice was issued by this Court. It was confined to the question as to whether the appellants are granted adequate opportunity of hearing in the assessment proceedings.

We have heard learned counsel for the parties.

Mr. Kavin Gulati, learned senior counsel appearing for Respondent No.1 states that in case the appellants file appeal under Section 61 of the M.P. Commercial Tax Act, 1994 that shall be disposed of in accordance with law. In view of this, we set aside the impugned order.

Liberty is granted to the appellants to file appeal, if any, within a period of six weeks from today.

If the appeal is filed within the stipulated period, the authority concerned shall dispose of the same in accordance with law and uninfluenced by any observations made by the High Court in the impugned order. We make it clear that we have not expressed any opinion on the merits of the case and the appeal may be disposed of independently.

The appeal is disposed of in the aforesaid terms.

.....J.
[RANJANA PRAKASH DESAI]

.....J.
[MADAN B. LOKUR]

NEW DELHI;
OCTOBER 17, 2013

ITEM NO.3 COURT NO.14 SECTION III

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).19952/2012

(From the judgement and order dated 02/02/2012 in WP No.2010/2004 of The HIGH COURT OF M.P AT JABALPUR)

DCM SHRIRAM CONSOLIDATED LTD.& ANR. Petitioner(s)

VERSUS

Date: 17/10/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI
HON'BLE MR. JUSTICE MADAN B. LOKUR

For Petitioner(s) Mr. U.A. Rana,Adv.
Mrs. M. Majumdar,Adv.
For M/s. Gagrat & Co.

For Respondent(s) Mr. Kavin Gulati,Sr.Adv.
Mr. C.D. Singh,Adv.

Mr. T.G. Narayanan Nair,Adv.
Mr. K.N. Madhusoodhanan,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 order.

| (NARENDRA PRASAD)
| COURT MASTER

| | (INDU POKHRIYAL)
| | COURT MASTER

1 (Signed order is placed on the file)