

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 1304/2006

COMMNR.OF INCOME TAX, KARNATAKA-III, BANGALORE

APPELLANT(S)

VERSUS

M/S.CORPORATION BANK, MANGALORE

RESPONDENT(S)

WITH

C.A. No. 2279/2006, C.A. No. 2280/2006, C.A. No. 4208/2006, C.A.
No. 3606/2007, C.A. No. 958/2006, C.A. No. 2195/2006, C.A.No.
1305/2006, C.A. No. 2277/2006.

O R D E R

All these appeals pertain to the year 2006. The respondents
are the Government Banking Companies which had succeeded in t

he

High Court. At the relevant time, in view of the judgment in ONGC
vs. CCE [1995 Supp (4) SCC 541], for challenging the order and
filing the appeal, the permission of the Committee of Disputes
(COD) constituted by the Central Government was mandatory. We

find

that in the case of Syndicate Bank (which is one of the respondents
in some of these appeals), the matter was deliberated by the COD in
its meeting held on 28.11.2006 and permission was specif

ically

refused with the observations that no questions of facts and law
are involved in these matters. No doubt, by that time, leave had
been granted by this Court. Had this decision been brought to the
notice of this Court immediately thereafter it would have been
resulted in the recall of the order granting leave and dismissal of
the Special Leave Petitions. In any case, having regard to the
fact

Signature Not Verified

that the respondents banks are statutory/public ba
nking

companies, and in respect of the issue, COD had taken the aforesaid

Digitally signed by

ASHWANI KUMAR

Date: 2015.08.25

16:19:50 IST

Reason:

decision, we find that it is not necessary to go into the merits of
the issue involved, more particularly, when it does not have any
recurring effect.

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These appeals are dismissed on this ground alone.

.....J.
(A.K. SIKRI)

NEW DELHI;
AUGUST 19, 2015.

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ITEM NO.102 COURT NO.13 SECTION IIIA

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Civil Appeal No(s). 1304/2006

COMMNR.OF INCOME TAX, KARNATAKA-III, BANGALORE Appellant(s)

VERSUS

M/S.CORPORATION BANK, MANGALORE Respondent(s)

(with office report)

WITH

C.A. No. 2279/2006
(With C.A. No. 2280/2006
(With C.A. No. 4208/2006
(With C.A. No. 3606/2007
(With C.A. No. 958/2006
(With Interim Relief and Office Report)

C.A. No. 2195/2006
(With Office Report)

C.A. No. 1305/2006
(With Office Report)

C.A. No. 2277/2006

Date : 19/08/2015 This appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE A.K. SIKRI
HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Appellant(s) Mr. Kavin Gulati, Sr. Adv.
Mr. Rupesh Kumar, Adv.
Mr. Arijit Prasad, Adv.
Ms. Rekha Pandey, Adv.
Mr. S.A. Haseeb, Adv.
Ms. Anil Katiyar, Adv.
Ms. Swarupama Chaturvedi, Adv.
Ms. Rekha Pandey, Adv.
Ms. Gargi Khanna, Adv.

Mr. B. V. Balaram Das, Adv.

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For Respondent(s) Mr. Sanjay Kunur, Adv.
Mr. R. N. Keshwani, Adv.

Mr. S. N. Bhat, Adv.

Mr. K.T. Anantharaman, Adv.
Mr. Vasudevan Raghavan, Adv.

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

The appeals are dismissed in terms of the signed order.

(Ashwani Thakur)
COURT MASTER

(Renu Diwan)
COURT MASTER

(Signed order is placed on the file)