

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.2028 OF 2007

COMMISSIONER OF TRADE TAX, U.P.

APPELLANT(S)

VERSUS

S.R.CANNERY, ALLAHABAD

RESPONDENT(S)

O R D E R

1. This appeal is directed against the order and judgment passed by the High Court of Judicature in Allahabad in TTR No.50 and 52 of 1999, dated 16.12.2005, whereby and whereunder the High Court had held that the fresh fruits and vegetables sold in tinned containers were not liable to tax under the Notification No.7038 dated 31.01.1985.

2. We have heard learned counsel for the appellant and carefully perused the records of the case. We are of the considered opinion that the appeal, being devoid of

any merit, is liable to be dismissed and is dismissed accordingly.

Ordered accordingly.

.....CJI.
(H.L. DATTU)

.....J.
(SUDHANSU JYOTI MUKHOPADHAYA)

.....J.
(ARUN MISHRA)

NEW DELHI;
MARCH 11, 2015

ITEM NO.106

COURT NO.1

SECTION IIIA

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). 2028/2007

COMMISSIONER OF TRADE TAX, U.P.

Appellant(s)

VERSUS

S.R. CANNERY, ALLAHABAD

Respondent(s)

Date : 11/03/2015 This appeal was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA
HON'BLE MR. JUSTICE ARUN MISHRAFor Appellant(s) Mr.Vijay Shukla, Adv.
Mr.Kabir Dixit, Adv.
Mr. Ravi Prakash Mehrotra, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E RThe Civil Appeal is dismissed, in terms of the signed
order.(G.V.Ramana)
Court Master
(Signed order is placed on the file)(Vinod Kulvi)
Asstt.Registrar