

ITEM NO.35

COURT NO.2

SECTION X

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
WRIT PETITION (CRL.) NO(s). 87 OF 2012

M/S BHATIA INTERNATIONAL LTD.,TH.ITS DIR

Petitioner(s)

VERSUS

ADDL.COMMISSIONER OF INCOME TAX & ORS.

Respondent(s)

(With appln(s) for directions and office report)

WITH SLP(C) NO. 18936 of 2012

(With appln.(s) for exemption from filing c/c of the impugned judgment and permission to file lengthy list of dates and with prayer for interim relief and office report)

SLP(C) NO. 18937 of 2012

(With appln.(s) for exemption from filing c/c of the impugned judgment and permission to file lengthy list of dates and with prayer for interim relief and office report)

W.P(C) NO. 275 of 2012

(With appln.(s) for directions and with prayer for interim relief and office report)

Date: 10/07/2012

These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR
HON'BLE MR. JUSTICE J. CHELAMESWAR

For Petitioner(s)

Mr. Mukul Rohatgi, Sr. Adv.
Mrs. Indu Malhotra, Sr. Adv.
Mr. Saurabh Kirpal, Adv.
Mr. Saurabh Kirpal, Adv.
Mr. Nikhil Jain,AOR.

For Respondent(s)

Mr. Mohan Parasaran, ASG.
Mr. Alok Prasana Kumar, Adv.

WP(Crl.)87/12,etc.

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

Writ Petition(Crl.)No.87 of 2012, is
dismissed as withdrawn, at the instance of the
petitioner.

Issue notice on SLP(C)Nos.18936 and 18937
of 2012.

Since all the respondents are duly
represented by the learned ASG, in both these

matters, service of notice is dispensed with.

The respondents will be entitled to file their counter affidavits to the Special Leave Petitions within four weeks; rejoinder, thereto, if any, may be filed within two weeks thereafter.

Similarly, in Writ Petition(C)No.275 of 2012, let rule issue, but, since in the writ petition also, all the respondents are duly represented, service of rule is dispensed with.

There will be similar directions regarding filing of the affidavits in the writ petition as well.

Let all these three matters be taken up for further consideration immediately after six

WP(Crl.)87/12,etc.

3

weeks.

In the meantime, the respondent No.1, the Assessing Authority, shall not proceed with the Assessment Proceedings pursuant to the impugned order.

We also make it clear that the Assessment Proceedings shall not be barred by limitation on account of pendency of these matters.

(Sheetal Dhingra)
COURT MASTER

(Juginder Kaur)
Assistant Registrar