

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION  
CIVIL APPEAL NO. 6326 OF 2010

JYOTI H.MEHTA & ORS.

Appellant(s)

VERSUS

THE CUSTODIAN AND ORS

Respondent(s)

O R D E R

Learned Senior Counsel/Counsel appearing for the parties mentioned this matter today and submit that in the order passed by this Court on 02.05.2017 in para 3 after '18%' the word 'p.a.' may be added and in para 5 last line the word 'Assessing' may be deleted and the sentence "The Custodian is directed to take appropriate steps to recover the assets of the appellants" may be incorporated in the said order.

In view of the submissions made, the order dated 02.05.2017 passed by us in paras 3 and 5 are modified and a new para (9A) is incorporated as under:

"3) Therefore, we direct the Income Tax Authorities to pay the said amount of Rs.192.54 crores to the Custodian with interest at the rate of 18% p.a. from the date of passing of the refund order within a period of 12 weeks from today.

5) The orders (Ninety) which have already been passed by the ITAT directing the Revenue to re-frame the assessment by taking into account the evidence of books of accounts should be decided by the Authority within a period of 12 weeks from today.

9A) The Custodian is directed to take appropriate steps to recover the assets of the appellants.

..... J.  
(PINAKI CHANDRA GHOSE)

..... J.  
(ROHINTON FALI NARIMAN)

New Delhi;  
May 08, 2017.

ITEM NO.804

COURT NO.6

SECTION XVII

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). 6326/2010

JYOTI H.MEHTA & ORS.

Appellant(s)

VERSUS

THE CUSTODIAN AND ORS

Respondent(s)

Date : 08/05/2017 This appeal was orally mentioned today.

CORAM :

HON'BLE MR. JUSTICE PINAKI CHANDRA GHOSE  
HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Appellant(s) Ms. Kamini Jaiswal, AOR

For Respondent(s) Ms. Ramni Taneja, Adv.  
Mr. Anil Shrivastav, AOR

Mr. Jaideep Gupta, Sr. Adv.  
Ms. Vijayalakshmi Menon, Adv.  
Mr. Anuj Shah, Adv.  
Mr. Dhritiman, Adv.

Mr. Arvind Kumar Tewari, AOR

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

In view of the submissions made by the learned Senior Counsel/Counsel, the order dated 02.05.2017 passed by us in paras 3 and 5 are modified and a new para (9A) is incorporated in terms of the signed order.

(R. NATARAJAN)  
Court Master

(SNEH LATA SHARMA)  
Court Master

(Signed order is placed on the file)