

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 6234 OF 2009

COMMR. OF COMMERCIAL TAXES & ORS.

APPELLANTS

VERSUS

M/S ESKAY STEEL FABRICATORS & ANR.

RESPONDENTS

O R D E R

Today, when the present appeal is taken up for final hearing, it is reported by learned counsel appearing on behalf of the respondents that during the pendency of the appeal, the respondents have settled the dispute under the West Bengal Sales Tax (Settlement of Dispute) Act, 1999 read with Circular No.2/2020 dated 03.03.2020 and the respondents have been issued provisional certificate under sub-Section 1 of Section 8 of the 1999 Act. Learned counsel for the respondents has placed on record communication dated 30.09.2021 by the Commercial Tax Officer, Commercial Taxes, Fairlie Place Charge addressed to respondent no.2, which is directed to be taken on record.

Learned counsel appearing on behalf of the appellants is not disputing the above.

In that view of the matter, the present Appeal stands disposed of as it has become infructuous in view of the subsequent development as noted hereinabove. However, the question of law, if any, is kept open.

.....J.
[M.R. SHAH]

.....J.
[KRISHNA MURARI]

NEW DELHI
AUGUST 30, 2022

ITEM NO.106

COURT NO.8

SECTION XVI

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. 6234/2009

COMMR. OF COMMERCIAL TAXES & ORS.

Appellant(s)

VERSUS

M/S ESKAY STEEL FABRICATORS & ANR.

Respondent(s)

(I.A No. 75488/2020 is Application for urgency to list application for direction.

IA No. 124165/2020 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 30-08-2022 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.R. SHAH

HON'BLE MR. JUSTICE KRISHNA MURARI

For Appellant(s) Ms. Madhumita Bhattacharjee, AOR
Ms. Srija Choudhary, Adv.
Mr. Anant, Adv.

For Respondent(s) Mr. Saurav Gupta, Adv.
Mr. Soumya Dutta, AOR

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

The present Appeal stands disposed of in terms of the signed order.

Pending application(s) shall stand disposed of.

(NEETU SACHDEVA)
ASTT. REGISTRAR-cum-PS

(signed order is placed on the file)

(NISHA TRIPATHI)
ASSISTANT REGISTRAR