

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).1519/2008

(From the judgement and order dated 07/11/2007 in WP No.13545/2007  
of The HIGH COURT OF ORISSA AT CUTTACK)

M/S BIRLA TYRES

Petitioner(s)

VERSUS

STATE OF ORISSA &amp; ORS.

Respondent(s)

[With prayer for interim relief]

Date: 01/02/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHAN

HON'BLE MR. JUSTICE DALVEER BHANDARI

For Petitioner(s) Mr. Ramesh Singh, Adv.

Mr. Ankur Saigal, Adv.

Mr. Gaurav Singh, Adv. for

Ms. Bina Gupta, Adv.

UPON hearing counsel the Court made the following  
ORDER

The petitioner has moved this petition against an interim order of the High Court Orissa directing the petitioner to deposit 50% of the entry tax demanded excluding the amount of penalty.

Counsel for the petitioner contends that the High Court has, pursuant to the decision of this Court in the case of Jindal Stainless Ltd v. State of Haryana & Ors. (2006) 7 SCC 241, while disposing of a batch of cases has quashed entry tax vide order dated 17th January 2008.

In view of this, we grant liberty to the present petitioner to file appropriate application before the High Court. On filing of such application, the High Court shall pass appropriate orders.

Adjourned by four weeks.

(Subhash Chander)  
Court Master(Kanwal Singh)  
Court Master