

ITEM NO.42+66

COURT NO.12

SECTION III

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

Petition(s) for Special Leave to Appeal (C) No. 14448/2016

(Arising out of impugned final judgment and order dated 20/04/2016 in DBCWP No. 4752/2016 passed by the High Court of Rajasthan at Jaipur)

M/S SABOO SODIUM CHLORO LTD.

Petitioner(s)

VERSUS

STATE OF RAJASTHAN & ORS.

Respondent(s)

(With appln. (s) for exemption from filing O.T., interim relief and office report)

WITH

SLP(C) No. 14662/2016

(With appln.(s) for exemption from filing O.T. and Office Report)

S.L.P.(C)...CC No. 9829/2016

(With appln.(s) for c/delay in filing SLP and for c/delay in refiling SLP and Office Report)

SLP(C) No. 15104/2016

(With appln.(s) for exemption from filing c/c of the impugned judgment, Interim Relief and Office Report)

SLP (C) No. 16006/2016

(With interim relief and office report)

Date : 30/06/2016 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. SIKRI
HON'BLE MR. JUSTICE N.V. RAMANA

For Petitioner(s)

Mr. Ankur Mittal, Adv.

Mr. Abhay Gupta, Adv.

Mr. Rajiv Shankar Dvivedi, Adv.

Mr. Rishabh Sancheti, Adv.

Ms. Padma Priya, Adv.

Mr. Manu Chaturvedi, Adv.

SLP (C)No. 14448/2016 etc.

For Respondent(s)

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

Delay condoned.

Leave granted.

Insofar as the interim order is concerned, we direct the petitioners to pay 50 per cent of the arrears of the tax/demand levied under the Rajasthan Tax on Entry of Goods into Local Areas Act, 1999, if not already paid, within six weeks' time from today. For the balance amount, to furnish Bank Guarantee within the same time.

We clarify that, if, for any reason, the respondent(s)/Sales Tax authorities have recovered any amount from the petitioners, the petitioners will not claim any refund of the amount so paid.

Insofar as the future payments are concerned, the petitioners shall pay the entire demands.

If, for any reason, the petitioners succeed in the matter, the respondent-State shall refund the entire amount within a month's time from the date of the order passed by this Court.

If, for any reason, the respondent fail to refund the money due to the assessee/traders/businessmen/company(s), the amount will carry statutory interest.

List along with Civil Appeal No. 3453 of 2002.

(Nidhi Ahuja)
Court Master

(Tapan Kr. Chakraborty)
Court Master