

ITEM NO.31

COURT NO.1

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).....CC No(s).  
7840/2015

(Arising out of impugned final judgment and order dated 01/12/2014  
in DBCWP No. 4352/2010 passed by the High Court Of Rajasthan at  
Jaipur)

M/S NUCLEAR POWER CORPORATION OF INDIA Petitioner(s)

VERSUS

STATE OF RAJASTHAN & ORS. Respondent(s)

I.A. 1/2015(with c/delay in filing SLP and office report)

Date : 15/05/2015 This application was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE ARUN MISHRA

For Petitioner(s) Mr.Sameer Parekh, Adv.  
Mr.Abhinav Sharma, Adv.  
Mr.Anurag Tripathi, Adv.  
For M/s. Parekh & Co.,Adv.

For Respondent(s)

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

Delay condoned.

Notice.

Insofar as the interim orders are concerned, we  
direct the petitioner to pay 50 per cent of the arrears  
of the tax/demand levied under the Rajasthan Tax on  
Entry of Goods into Local Area 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 amounts from the petitioner, the petitioner will not claim any refund of the amounts so paid.

Insofar as the future payments are concerned, the petitioner(s) shall pay the entire demands.

If, for any reason, the petitioner succeed in this 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 moneys due to the assesseees/traders/businessmen/company(s), the amount will carry statutory interest.

List along with Civil Appeal No.3453 of 2002.

(G.V.Ramana)  
AR-cum-PS

(Vinod Kulvi)  
Asstt.Registrar