

ITEM NOS.11+68

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).
6603/2015

(Arising out of impugned final judgment and order dated 01/12/2014
in DBCWP No. 7849/2010 passed by the High Court Of Rajasthan at
Jaipur)

M/S ISOLUX CORSAN INDIA ENGINEERING &
CONSTRUCTION PVT. LTD.

Petitioner(s)

VERSUS

THE STATE OF RAJASTHAN AND OTHERS

Respondent(s)

(with appln. (s) for c/delay in filing SLP and office report)

WITH SLP(C) Nos. 11080-11086/2015

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

S.L.P.(C)...CC No. 6706/2015

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

SLP(C) No. 11156/2015

(With appln.(s) for exemption from filing O.T. and appln.(s) for
permission to place addl. documents on record and Interim Relief
and Office Report)

SLP(C) No. 11170/2015

(With appln.(s) for exemption from filing O.T. and appln.(s) for
permission to place addl. documents on record and Interim Relief
and Office Report)

S.L.P.(C)...CC No. 6743/2015

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

SLP(C)NO.11458-11465/2015

SLP(C)NO.11484/2015

(With prayer for interim relief and office report)

SLP(C)...CC NO.6995/2015

(With appln.(s) for c/delay in filing SLP and office report)

SLP(C)NO.11582/2015

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

SLP(C)No.11592/2015

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

Date : 17/04/2015 These petitions were called on for hearing today.

CORAM :

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

For Petitioner(s)

Mr.Kavin Gulati, Sr.Adv.
Mr.Avi Tandon, Adv.
Mr.Rohit Sthalekar, Adv.
Mr.Umang Gupta, Adv.

Mr. Rajiv Shankar Dvivedi, Adv.
Ms.Arti Dvivedi, Av.
Mr.Pankaj Ghiya, Adv.
Mr.Sushant Kumar Sarkar, Adv.
Mr.bal Krishan Sharma, Adv.
Ms.Madhvi Sharma, Adv.
Mr.Ziauddin Ahmad, Adv.

Mr.Pankaj Kr.Bohra, Adv.
Mr.Pushpinder Singh, Adv.
Mr.Niraj Kr.Jain, Adv.
Mr. Merusagar Samantaray, Adv.

Mr.K.C.Kaushik, Adv.
Mr. Rahul Kaushik, Adv.
Mr.Bhuvneshwari Pathak, Adv.

Mr. T. Mahipal, Adv.
Mr.Bishwabandhu, Adv.

Mr.Manu Agarwal, Adv.
Mr.Nilesh Kumar, Adv.
Mr.Farrukh Rasheed, adv.

Ms.Garima Parshad, Adv.

For Respondent(s)

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

COMMON ORDER IN ALL THE MATTERS:

Applications for exemption from filing Official Translation are allowed.

Delay condoned.

Notice.

Insofar as the interim order(s) is/are concerned, we direct the petitioners to pay 50 per cent of the arrears of tax/demand levied under the Rajasthan Tax on Entry of Goods into Local Area Act, 1999 (for short the 'Act'), 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 petitioners, the petitioners will not claim any refund of the amount(s) so paid.

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

If, for any reason, the petitioners succeed in these matters, 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 fails 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.

SLP(C)No.11084/2015 & SLP(C)NO.11086/2015 @
SLP(C)Nos.11080-11086/2015:
AND SLP(C)Nos.11458-11465/2015 AND
SLP(C)No.2969/2015, 2977/2015 & 2984 of 2015 @
SLP(C)Nos.2966-2999/2015, SLP(C)No.4222/2015,4223/2015 @
SLP(C)Nos.4219-4277/2015:
W.P.(C)D.8529/2015, SLP(C)NO.D 10514/2015 AND
SLP(C)NO.D 9445 OF 2015:

Taken on board.

Learned counsel for the petitioner(s), on instructions,
seeks permission of this Court to withdraw the Special Leave
Petitions.

Permission sought for is granted.

The Special Leave Petitions are disposed of as withdrawn.

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

(Vinod Kulvi)
Asstt.Registrar