

ITEM NO.34+65

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 Nos.5418/2015

(Arising out of impugned final judgment and order dated 01/12/2014 in DBWP No. 5252/2010 passed by the High Court of Rajasthan at Jaipur)

BHARAT SANCHAR NIGAM LTD., ALWAR

Petitioner(s)

VERSUS

STATE OF RAJASTHAN & ORS.

Respondent(s)

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

WITH

S.L.P. (C)...CC No. 5461/2015

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

SLP(C) No. 9164/2015

(With appln.(s) for exemption from filing O.T., exemption from filing c/c of the impugned judgment, permission to place addl. documents on record, prayer for interim relief and Office Report)

SLP(C) No. 9167/2015

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

SLP(C) No. 9176/2015

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

SLP(C) No. 9188/2015

(With prayer for interim relief and Office Report)

SLP(C) No. 9309/2015

(With prayer for interim relief and Office Report)

SLP(C) No. 9348/2015

(With appln.(s) for exemption from filing c/copy of the impugned judgment, prayer for interim relief and Office Report)

SLP(C) No. 9386/2015

(With prayer for interim relief and Office Report)

SLP(C) No. 9484/2015

(With prayer for interim relief and Office Report)

SLP(C) No. 9582/2015

(With prayer for interim relief and Office Report)

Date: 30/03/2015 These petitions were called on for hearing today.

CORAM :

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

For Petitioner(s) Mr. K.C. Kaushik, Adv.
Mr. Rahul Kaushik, Adv.
Ms. Bhuvneshwari Pathak Kaushik, Adv.

Mr. Nikhil Nayyar, Adv.

Mr. Rishabh Sancheti, Adv.
Mr. T. Mahipal, Adv.

Mr. Ankur Mittal, Adv.
Mr. Abhay Gupta, Adv.

Mr. Sameer Jain, Adv.
Ms. Diksha Dua, Adv.
Mr. Rabin Majumder, 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 petitioners 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 petitioners, the petitioners 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 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 respondents fail to refund the moneys due to the assessees/traders/businessmen/company(s), the amount will carry statutory interest.

List along with Civil Appeal No.3453 of 2002.

(Neetu Khajuria)
Sr.P.A.

(Vinod Kulvi)
Assistant Registrar