

ITEM NOS.48+82

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) No(s).5310-5329/2015

(Arising out of impugned final judgments and orders dated 11/12/2014 in DBCWP Nos. 5835/2006, 5609/2006, 7102/2006, 3740/2009, 4692/2009, 9085/2010, 6787/2012, 5832/2006, 5412/2006, 2868/2007, 4876/2010, 9087/2010, 6843/2012, 6216/2006, 8696/2010, 2787/2011 and dated 18/11/2014 in 4499/2013 & 4421/2013 and dated 19/01/2015 in 3983/2012 & 459/2008 passed by the High Court of Rajasthan at Jodhpur)

SUZUKI SYNTHETICS PVT. LTD & ETC. ETC.

Petitioner(s)

VERSUS

STATE OF RAJASTHAN & ORS.

Respondent(s)

(With appln. (s) for exemption from filing c/c of the impugned judgment and interim relief and office report)

WITH

SLP(C) No. 5375/2015

(With appln.(s) for permission to place addl. documents on record, prayer for interim relief and Office Report)

SLP(C) No. 5447/2015

(With prayer for interim relief and Office Report)

SLP(C) No. 5610/2015

(With appln.(s) for permission to place addl. documents on record, prayer for interim relief and Office Report)

Date: 20/02/2015 These petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE A.K. SIKRI

For Petitioner(s) Mr. Sanjeev Johari, Adv.
Mr. Rishabh Sancheti, Adv.
For Mr. T. Mahipal, Adv.

Mr. K.L. Janjani, Adv.
Dr. Vinod Kumar Tewari, Adv.
Mr. Pankaj Kumar Singh, Adv.

Ms. Manju Jetley, Adv.

Mr. Rabin Majumder, Adv.

For Respondent(s)

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

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 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 arising out of SLP(C) No.16351 of 2007.

(Neetu Khajuria)
Sr.P.A.

(Vinod Kulvi)
Assistant Registrar