

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).30986/2013

(From the judgement and order dated 31/07/2013 in WPC No.15010/2013 of the HIGH COURT OF ORISSA AT CUTTACK)

BHUSHAN STEEL LTD & ANR.

Petitioner(s)

VERSUS

STATE OF ORISSA & ORS

Respondent(s)

(With office report )

Date: 08/10/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. DATTU

HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI

For Petitioner(s) Mr.Ashok Kumar Parija, Sr.Adv.  
Mr.R.M.Patnaik, Adv.  
Mr.Biswajit Kr.Patra, Adv.  
Mr. Kedar Nath Tripathy,Adv.

For Respondent(s)

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

Mr.Ashok Kr.Parija, learned senior counsel appearing for the petitioners states that the issues raised in this case are identical with the issues raised in S.L.P.(C)No.33954/2012. Taking note of the statement so made by learned senior counsel for the petitioner, issue notice and tag with S.L.P.(C)No.33954/2012.

: 2 :

After hearing learned counsel for the petitioners, we are of the opinion that a conditional interim order requires to be passed in these cases.

Accordingly, we direct the petitioners to pay/deposit 50% of the tax demand with interest for the past period. However, there shall be absolute stay of recovery of the penalties. For the future period, as and when the demands are raised by the respondent-authorities, the petitioners shall pay/deposit 50% of the said demand within 30 days' time from the date of the demand.

If, for any reason, the petitioners fails to comply with the orders and directions passed by this Court, the respondents would be at liberty to recover the entire tax liability with interest.

We make it clear that, if for any reason, the petitioner(s) succeed in these matters, the respondent-authorities shall refund the amounts paid by the petitioner(s) pursuant to the interim orders passed by us within 30 days' time from the date of the order with statutory interest.

Ordered accordingly.

(G.V.Ramana)  
Court Master

(Indu Pokhriyal)  
Court Master