

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

I.A. No. 5 IN

Petition(s) for Special Leave to Appeal (Civil) No(s).327/2012

(From the judgement and order dated 23/12/2011 in WT No.1483/2007
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

INDIAN OIL CORP.LTD.& ANR

Petitioner(s)/
Applicant(s)

VERSUS

STATE OF U.P.& ORS.

Respondent(s)

(Appln. for directions,exemption from filing O.T.)

Date: 09/02/2012

This applicatin was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. DATTU

HON'BLE MR. JUSTICE ANIL R. DAVE

For Petitioner(s)

Mr. R.F. Nariman, S.G.
Mr. V.N. Koura, Adv.
Ms. Paramjeet Benipal, Adv.
Mrs. Aruna Mathur, Adv.
Mr. Yusuf Khan, Adv.
for M/S Arputham, Aruna & Co., Adv.

For Respondent(s)

Mr. Sunil Gupta, Sr. Adv.
Mr. S.K. Dwivedi, Adv.
Mr. Gunnam Venkateswara Rao, Adv.
Ms. Manoj Dwivedi, Adv.
Mr. Aviral Shukla, Adv.
Ms. Vandana Misra, Adv.

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

We have carefully perused the Circular issued by the Commissioner of Sales Tax, U.P. dated 21st May, 1983. In the said Circular, it is stated that from the date of issuance of the Circular, the assessing authority will not insist on furnishing security in cases of stay of recovery of disputed tax from

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establishments of State Government/Central Government.

Shri R.F. Nariman, learned Solicitor General submits that in view of the aforesaid Circular, the interim orders passed by us on 10th/17th, January, 2012 require to be modified/clarified.

Shri Gupta, learned senior counsel appearing for the State of U.P. intends to take appropriate instructions from the responsible officers of the State Government. Therefore, request is made for a short accommodation.

In view of the above, the matter stands adjourned to 14th February, 2012.

[Charanjeet Kaur]
Court Master

[Sharda Kapoor]
Court Master