ÆITEM NO.14 COURT NO.2 SECTION III

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)...../2010
(CC 3118/2010)
(From the judgement and order dated 19/02/2008 in WPC No.1647/2007
of The HIGH COURT OF ORISSA AT CUTTACK)

M/S INDIAN FARMERS FERTILISERS COOP.LD. Petitioner(s)

VERSUS

STATE OF ORISSA & ORS. Respondent(s)

(With appln(s) for c/delay in filing SLP, exemption from filing
c/c of the impugned order, stay/direction and office report)

Date: 12/03/2010 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE S.H. KAPADIA
HON'BLE MR. JUSTICE SWATANTER KUMAR

For Petitioner(s) Mr. Ashok H. Desai,Sr.Adv.
Mr. Gaurav Kejriwal,Adv.

For Respondent(s) Ms. Kirti Mishra,Adv.

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

Exemption allowed.
Delay condoned.
Issue notice.
In the meantime, vide ad-interim order, we direct the petitioner-assessee to pay the taxes in terms of the order of this Court dated 3rd February,

...2/-

2010, in S.L.P. (C) Nos.14454-14778 of 2008. It is made clear that the assessee will pay twenty per cent of the outstanding amounts, as on 30th September, 2009, and fifteen per cent of the month-to-month liability within a period of two weeks from today. On payment of the said amounts, the Department will not take any coercive steps to recover the amounts. This order is passed subject to the Department verifying whether the case of the petitioner falls in the list of cases similar to those who came to this Court on 3rd February, 2010.

After the above order came to be passed, learned advocate, Smt. Kirti Mishra, appeared for the State of Orissa [in some other connected cases] and said that she wants to verify whether the case of the petitioner is similar to cases listed on 3rd February, 2010. Hence, list this matter with other connected matters on 19th March, 2010, for further orders, i.e., I.A. Nos.661-663 and 664 in S.L.P. (C) Nos.14454-14778 of 2008.

[T.I. Rajput]
A.R.-cum-P.S.

[R.K. Sharma]
Court Master