

&  
ITEM NO.22

COURT NO.2

SECTION IIIA

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)...../2014  
CC 386-387/2014

(From the judgement and order dated 24/25-04-2013 in SCA No.1681/2013 and SCA No.3787/2013 of The HIGH COURT OF GUJARAT AT AHMEDABAD)

SURAT MUNICIPAL CORP.ETC. Petitioner(s)

VERSUS

TOWER VISION INDIA P.LTD.& ORS. Respondent(s)

With I.A. No. 1-2 (c/delay in filing SLP and office report)

Date: 24/02/2014 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA  
HON'BLE MR. JUSTICE DIPAK MISRA

For Petitioner(s) Mr. Prashant G. Desai, Sr. Adv.  
Mr. Mohit Paul, Adv.  
Mr. Dhaval Nanavati, Adv.  
Mr. Mrugen Purohit, Adv.

For Respondent(s)

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

Delay condoned.  
Leave granted.  
Hearing expedited.

The order of refund passed by the High Court is stayed subject to appellant depositing the said amount before this Court within eight weeks from today. Upon such deposit, the Registry shall invest the same in fixed deposit as per Circular No. F. 7/Judl./2007 dated April 24, 2007 initially for a period of one year, renewable thereafter for the same period each time till disposal of the Appeals.

It is clarified that the appellant may determine the tax on mobile towers under the Gujarat Provincial Municipal Corporation Act, 1949 and raise demand on the respondents. However, such demand shall not be enforced against the respondents until disposal of the Appeals. Moreover, determination of such tax shall be subject to the final decision in the Appeals.

Connect with Civil Appeal Nos. 5360-5363 of 2013.

|(Rajesh Dham)  
|Court Master

|(Renuka Sadana)  
|Court Master

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