

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

Petition for Special Leave to Appeal (Civil)...../2012  
CC 2858/2012  
(From the judgment and order dated 23/09/2011 in CWP  
No.7930/2010 of The HIGH COURT OF DELHI AT N. DELHI)

SATNAM SINGH TAKKAR & ANR Petitioner(s)  
VERSUS

UNION OF INDIA & ORS. Respondent(s)  
WITH I.A. 1 (C/DELAY IN FILING SLP AND OFFICE REPORT)

WITH  
S.L.P.(C)...CC NO. 2943 of 2012  
WITH I.A. 1 (C/DELAY IN FILING SLP AND OFFICE REPORT)

S.L.P.(C)...CC NO. 2997 of 2012  
WITH I.A. 1 (C/DELAY IN FILING SLP AND OFFICE REPORT)

S.L.P.(C)...CC NO. 3003 of 2012  
WITH I.A. 1 (C/DELAY IN FILING SLP AND OFFICE REPORT)

Date: 17/02/2012 These Petitions were called on for hearing today.

CORAM :  
HON'BLE MR. JUSTICE D.K. JAIN  
HON'BLE MR. JUSTICE ANIL R. DAVE

For Petitioner(s) Mr. Pritesh Kapur, Adv.  
SLP(C) CC 2858/12, Mr. Bharat Arora, Adv.  
CC 2943/12, 2997/12 Mr. Jasmeet Singh, Adv.  
Mr.Navin Chawla, Adv.  
Ms. Vatsala Singh, Adv.

SLP(C) CC 3003/12 Mr. Ruchir Bhatia, Adv.  
Mr.Bhargava V. Desai, Adv.  
Mr. Avijit Bhushan, Adv.

For Respondent(s)

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

SLP(C)...CC 2858/12- Satnam Singh Takkar & Anr. Vs.  
Union of India & Ors.  
SLP(C)...CC 2943/12-M/s. Tacfab Fashions P.Ltd. vs.  
Union of India & Ors.  
SLP(C)...CC 2997/12 - M/s Sahbi Textiles P. Ltd. Vs.  
Union of India & Ors.  
SLP(C)...CC 3003/12 - Estocorp (India) P. Ltd. vs.  
Union of India & Ors.

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Delay condoned.  
Leave granted.

..2/-

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The appeals will be heard on the SLP Paper  
Books. Additional documents, if any, may be filed  
by the parties.

Having heard learned counsel for the  
appellants on the question of stay with regard to  
the arrears of service tax as on 30th September,

2011, we direct that subject to each of the appellants clearing all the arrears payable as on the said date in three equated instalments, payable on or before 15th March, 2012; 15th May, 2012 and 15th July, 2012, no coercive steps shall be taken against the appellants for the recovery of the said arrears. However, in the event of default on the part of the appellants in deposit of any one of the instalments by the due date, it will be open to the respondents to recover the entire amount in arrears forthwith.

We clarify that there is no stay of imposition of service tax under sub-clause (zzzz) of clause (105) of Section 65 read with Section 66 of the Finance Act, 1994 (as amended), insofar as the future liability towards service tax with effect from 1st October, 2011 is concerned.

Tag with Civil Appeal No. 8390 of 2011.

[ Charanjeet Kaur ]  
Court Master

[ Kusum Gulati ]  
Court Master