TTEM NO.

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C O U R T O F I N D I A RECORD OF PROCEEDINGS

RECORD OF PROCEEDING

Petition for Special Leave to Appeal (Civil)...../2012 CC 6016/2012

(From the judgment and order dated 23/09/2011 in WPC No.3398/2010 of The HIGH COURT OF DELHI AT N. DELHI)

M/S. FIORANO MOTORS LTD.

Petitioner(s)

**VERSUS** 

UNION OF INDIA & ORS.

Respondent(s)

(With appln(s) for permission to file SLP and c/delay in filing SLP and c/delay in refiling SLP and exemption from filing c/c of the impugned judgment and office report)

Date: 16/04/2012 This Petition was called on for hearing today.

CORAM :

www.ecourtsindia.com

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

For Petitioner(s) Mr. Sanjay Kumar Visen, Adv.

Mr. Krishan Narang, Adv.

Mr. Raman Kr. Srivastava, Adv.

Ms. Sangeeta Bala, Adv. Mr. Manendra Dubey, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following  $$\rm O\ R\ D\ E\ R$$ 

Permission to file Special Leave Petition

is granted.

Delay condoned.

Leave granted.

The appeal will be heard on the SLP paper

book. Additional documents, if any, may be

filed by the parties.

...2/-

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In the meantime the respondents are

restrained from recovering the arrears towards

Service Tax, levied under sub-clause (zzzz) of

Clause (105) of Section 65 read with Section 66

of the Finance Act, 1994 (as amended) as on 30th

September, 2011, subject to petitioner's

depositing the entire amount of arrears, as on

the said date, with the concerned Commissioner, on or before 31st May, 2012. We further clarify that there is no stay of any kind whatsoever, insofar as the payment of Service Tax under the said provision with effect from 1st October, 2011 is concerned.

Tag with C.A. No. 8390/2011.

(VINOD LAKHINA) Court Master

(KUSUM GULATI) Court Master