

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)...../2012  
CC 2313/2012

(From the judgement and order dated 23/09/2011 in WPC  
No.968/2011, of The HIGH COURT OF DELHI AT N. DELHI)

R.A.P.GATRMENTS P.LTD.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

WITH I.A. No. 1(C/Delay in filing SLP and office report)

Date: 02/03/2012            This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.K. JAIN

HON'BLE MR. JUSTICE ANIL R. DAVE

For Petitioner(s)

Mr. M.R. Shamshad, Adv.

Mr. Vivek Vishnoi, Adv.

For Respondent(s)

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

Delay condoned.

Leave granted.

The appeal will be heard on the SLP Paper  
Book. 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

..2/-

: 2 :

September, 2011, we direct that subject to  
appellant's 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 appellant 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