

ITEM NO.22

COURT NO.12

SECTION XI-A

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

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 23266/2022

(Arising out of impugned final judgment and order dated 07-06-2021 in WP(C) No. 5758/2021 13-05-2022 in RVWPET No. 9/2022 passed by the High Court Of Orissa At Cuttack)

M/S ROYAL INFRACONSTRU LTD

Petitioner(s)

VERSUS

STATE OF ODISHA & ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.120083/2022-CONDONATION OF DELAY IN FILING)

Date : 29-08-2022 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJIV KHANNA
HON'BLE MR. JUSTICE J.K. MAHESHWARI

For Petitioner(s) Mr. Shekhar Naphade, Sr.Adv.
Mr. Abhinay, AOR
Mr. Utsav Trivedi, Adv.
Ms. Aishwarya Dash, Adv.
Ms. Manini Roy, Adv.
Mr. Himanshu Sachdeva, Adv.
Mr. Pooran Chand Roy, Adv.
Ms. Farha Hashmi, Adv.

For Respondent(s)

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

Our attention is drawn to the order dated 09.05.2022 passed in SLP(C) No. 7458 of 2022, titled '*M/s Maharvir Infra Developers Pvt. Ltd. Versus The State Of Odisha & Others*'. It is stated that in judgment under challenge in

the case of 'M/s Maharvir Infra Developers Pvt. Ltd. Versus The State Of Odisha & Others' is identical/similar to the impugned judgment in the present special leave petition.

Delay condoned.

Issue notice, returnable in the month of November, 2022.

Notice would be given dasti as well.

In the meanwhile, the learned counsel for the respondents would obtain instructions on whether the petitioner herein can be permitted to raise the plea that the contractual terms would not undergo a change by substitution/amendment of the Schedule of Rates (SOR) on account of the GST Act coming into force, as the impugned judgment is only confined to the question of the validity of the new SOR

List along with SLP(C) No. 7458 OF 2022 before an appropriate Bench.

(SONIA BHASIN)
COURT MASTER (SH)

(DIPTI KHURANA)
ASSISTANT REGISTRAR