

15.12.2023
Item No.01
Ct. No. 1
RP/Aloke

CPAN 1482 of 2023

BKP Transport Pvt. Ltd. & Anr.
Vs.
Khalid Aizaz Anwar

In
FMA 857 of 2022

Commissioner of Commercial Taxes
Vs.
M/s. Tata Steel Limited

Mr. Avra Mazumder
Mr. Suman Bhowmik
Mr. Samrat Das

... for the applicants

Mr. A. Ray
Mr. Md. T.M.Siddiqui
Mr. T. Chakraborty
Mr. S. Sanyal

... for the alleged contemnor

1. This contempt application has been filed alleging that the appellant has not complied with the judgment in FMA 857 of 2022 dated 23.11.2022. However, the assessee in the said case was M/s. Tata Steel Limited & Ors. Against the said judgment The State had preferred Special Leave Petition being SLP No. 870 of 2023 and the said SLP has been dismissed as withdrawn by recording the submission made on behalf of the State that a settlement has been arrived at.

However, the learned Government Pleader appearing for the respondent on instruction submits that the appeal filed by the State concerning the present applicant namely BKB Transport Pvt. Ltd. is still pending before the Division Bench of this Court.

2. In the light of the above, liberty is granted to the applicant to move the said appeal and respondents are directed to serve a copy of the appeal along with annexures on the learned Advocate for the applicant herein within a week from date.
3. With the above observation, the contempt application stands disposed of.
4. Urgent Photostat certified copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(T.S. SIVAGNANAM)
CHIEF JUSTICE

(SUPRATIM BHATTACHARYA, J.)