

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.2150 OF 2024

S. D. Corporation Private Limited

...Petitioner

Versus

State of Maharashtra & Ors.

...Respondents

Mr. Mihir Mehta a/w. Mr. Jas Sanghavi i/b. M/s. PDS Legal for the
Petitioner.

Mr. Amar Mishra, AGP for Respondent Nos.1 and 3.

CORAM : K. R. SHRIRAM,
JITENDRA JAIN, J.J.

DATED : 27th JUNE 2024

P.C.

1. Mr. Mishra seeks time to file reply. Counsel for respondent nos.1 and 3 candidly admits that petition was served way back in March 2024 and he was also given a copy of the brief in March 2024. It is almost three months since then and yet the reply to oppose the petition is not filed. Be that as it may, we shall give time upto and including 4th July 2024 to file reply and serve a copy thereof upon petitioner. Rejoinder, if any, shall be filed and copy served on or before 12th July 2024.

2. Stand over to 22nd July 2024.

3. Respondent no.2-Commissioner and respondent no.3-

Assistant Commissioner shall file their respective Affidavits-in-reply. In the reply, they shall also explain why for almost three months they did not consider it fit to file a reply to oppose the petition, particularly when the amount involved is almost Rs.91 Crores.

4. Until 31st July 2024, there shall be ad-interim in terms of prayer clause (c) which reads as under:-

“(c) that pending the hearing and final disposal of this petition, this Hon’ble Court be pleased to direct the Respondents by themselves, their officers, subordinates, servants and agents by an interim order and injunction from acting upon or taking any further steps or proceedings in pursuance of and/or in furtherance of Order No.AC-D-021/INV-C/GST/Inv/S D Corporation/17-18/2023-24/B-42 dated 31.12.2023 issued in Form DRC-07 (Ref. No.ZD2712231011806) by the Respondent No.3 (Exhibit “A”);”

[JITENDRA JAIN, J.]

[K. R. SHRIRAM, J.]