



Serial No. 01-04
Regular List

HIGH COURT OF MEGHALAYA
AT SHILLONG

Cont.Cas(C). No. 44 of 2020 with
Cont.Cas(C). No. 45 of 2020
Cont.Cas(C). No. 46 of 2020
Cont. Cas(C). No. 1 of 2021

Date of Order: 05.02.2021

M/s Ferro Tech Pvt. Ltd & Anr. Vs. Kulkarni Narendra Vishwanath & 2 Ors.

M/s Vishal Saw Cum Veneer Mills Pvt. Ltd. & Anr. Vs. Kulkarni Narendra Vishwanath & 2 Ors.

M/s. Timber Craft and Veneer Products (India) Pvt.Ltd. & Anr. Vs. Kulkarni Narendra Vishwanath & 2 Ors.

M/s Anabond Ltd. Vs. Animesh Tiwari & Anr.

Coram:

Hon'ble Mr. Justice Ranjit More, Judge.

Appearance:

In Cont.Cas(C). No. 44 of 2020
Cont.Cas(C). No. 45 of 2020
Cont.Cas(C). No. 46 of 2020

For the Petitioner/Appellant(s) : Mr. K.Paul, Adv.
For the Respondent(s) : Dr. N.Mozika, Sr. Adv. with
Mr. M.L.Nongpiur, Adv.

In Cont.Cas(C). No.1 of 2021

For the Petitioner/Appellant(s) : Ms. N.Hawelia, Adv.
For the Respondent(s) : Dr. N.Mozika, Sr. Adv. with
Mr. M.L.Nongpiur, Adv.

1. Heard learned counsel appearing for the respective parties.
2. The petitioners in the above contempt petitions challenged the notices issued by respondent No. 3 directing them to return the Secondary and Higher Secondary Cess along with interest before this High Court.



3. At the request of learned counsel for the respondent No. 3, I deferred the hearing of the writ petitions. Till returnable date, I had stayed the impugned notices in the said writ petitions. The interim relief granted on 16-06-2020 had been continued from time to time till today.

4. Respondent No. 1, during the pendency of the said writ petitions had issued fresh notice dated 07-11-2020 directing the petitioners in above contempt petitions to return the Secondary and Higher Secondary Cess along with interest. Petitioners has therefore approached this Court by way of above contempt petitions. The contention of the petitioners is that the impugned notice dated 07-11-2020 issued during the pendency of the said writ petitions and especially when interim order is in force, and therefore same amounts to contempt.

5. Respondent No. 1 is personally present in the Court. Dr. N.Mozika, learned Sr. counsel for the respondents, on instruction of respondent No. 1 make a statement that despite the notice dated 07-11-2020, no coercive action shall be taken against the petitioners till the outcome of the said petitions filed by them challenging the initial notices issued to them to return the Secondary and Higher Secondary Cess along with interest. Statement accepted as an undertaking to the Court.

6. In the light of the above statement, learned counsel for the petitioner fairly submits that the grievance of the petitioners no more survives. Contempt petitions accordingly stands disposed of.

Judge

Meghalaya
05.02.2021
"Samantha PS"