

ITEM NO.16

COURT NO.3

SECTION IV-A

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) NO.(S)...../2017
DIARY NO(S). 31563/2017
(ARISING OUT OF IMPUGNED FINAL JUDGMENT AND ORDER DATED 22-02-2016
IN STA NOS.2/2016 & 22-32/2016 C/W STA NOS.3/2016 & 55-65/2016,
4/2016 & 44-54/2016, 5/2016, 33-43/2016 PASSED BY THE HIGH COURT OF
KARNATAKA AT BANGALORE)

THE STATE OF KARNATAKA

PETITIONER(S)

VERSUS

M/S JONES LANG LASALLE PROPERTY
CONSULTANT INDIA (P) LTD.
(IA NO.106654/2017-CONDONATION OF DELAY IN FILING)

RESPONDENT(S)

Date : 30-10-2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MR. JUSTICE NAVIN SINHA

For Petitioner(s)

Mr. Basavaprabhu S. Patil, Sr. Adv.
Mr. V. N. Raghupathy, AOR
Mr. Chinmay Deshpande, Adv.
Ms. Rachitha Hiremath, Adv.
Mr. Parikshit P. Angadi, Adv.

For Respondent(s)

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

Delay condoned.

It is stated by the learned counsel for the
petitioner that the provisions of Circular
No.VAT/CR-31/2008-09 dated 7th July, 2008 relied upon by
the High Court would have no application to the case in

view of the provisions of Section 35(4) of the Karnataka Value Added Tax Act, 2003 as in the present case non-payment of tax was discovered pursuant to an inspection. We do not find the said point to have been dealt with by the High court in the order under challenge. It will be, therefore, open for the petitioner to urge this point before the High Court by filing a review petition, if so advised.

The Special Leave Petitions are disposed of in the above terms.

[VINOD LAKHINA]
AR-cum-PS

[ASHA SONI]
BRANCH OFFICER