

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

**NOTICE OF MOTION NO.1168 OF 2016
IN
SALES TAX APPLICATION (L) NO.29 OF 2015**

**WITH
NOTICE OF MOTION NO.1169 OF 2016
IN
SALES TAX APPLICATION (L) NO.28 OF 2015**

**WITH
SALES TAX APPLICATION (L) NO.29 OF 2015**

**WITH
SALES TAX APPLICATION (L) NO.28 OF 2015**

Shetra Times ..Applicant

IN THE MATTER BETWEEN

Shetra Times ..Applicant

Vs.

The Commissioner of Sales Tax ..Respondents

Ms. Nikita Badheka, for the Applicant/Appellant in both applications.

Ms. Jyoti Chavan, Asst. Govt. Pleader, for the Respondents.

**CORAM :- S.C. DHARMADHIKARI &
B.P.COLABAWALLA, JJ.
DATE :- OCTOBER 25, 2016.**

P. C.:

Having heard both sides and finding that procedural formalities were not complied with for sufficient cause, we allow both Notices of Motion. We condone the delay in filing these Motions. We recall and set aside the order of the Prothonotary and Senior Master in both the matters. The Motions are allowed accordingly.

2 At the request of Ms. Badheka, we placed these Sales Tax Applications on Board forthwith. She would submit that the Tribunal was requested to forward the questions and stated to be of law arising out of the order passed in the Appeals. Now, the Applicants are not interested in seeking any answers in furtherance of the request made to the Tribunal. Therefore, she has instructions to seek leave to withdraw these Applications. The request is also made in the light of the benefit that the Applicants have obtained of the settlement of arrears and disputes scheme mooted by the Government of Maharashtra.

3 In view of these instructions, leave to withdraw the

Applications is granted. The Applications are disposed off, as withdrawn but by clarifying that none of the contentions of parties have been examined by this Court.

(B. P. COLABAWALLA, J.) (S. C. DHARMADHIKARI, J.)