

ITEM NO.101

COURT NO.13

SECTION XII-B

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Civil Appeal No(s). 11074/2018

RELIANCE GENERATORS PVT.LTD. THROUGH ITS MANAGING DIRECTOR
Appellant(s)

VERSUS

COMMERCIAL TAX OFFICER
Respondent(s)

WITH

C.A. No. 4708-4711/2008 (XII-B)

FOR STAY APPLICATION ON IA 5/2008

FOR EXEMPTION FROM FILING AFFIDAVIT ON IA 66852/2021

FOR EARLY HEARING APPLICATION ON IA 88115/2023

IA No. 88115/2023 - EARLY HEARING APPLICATION

IA No. 66852/2021 - EXEMPTION FROM FILING AFFIDAVIT

IA No. 5/2008 - STAY APPLICATION

W.P.(C) No. 66/2012 (X)

IA No. 1/2012 - EX-PARTE STAY

W.P.(C) No. 67/2012 (X)

IA No. 1/2012 - EX-PARTE STAY

W.P.(C) No. 40/2012 (X)

IA No. 1/2012 - STAY APPLICATION

W.P.(C) No. 175/2012 (X)

IA No. 1/2012 - EX-PARTE STAY

W.P.(C) No. 176/2012 (X)

IA No. 1/2012 - EX-PARTE STAY

W.P.(C) No. 320/2012 (X)

IA No. 1/2012 - STAY APPLICATION

W.P.(C) No. 383/2012 (X)

IA No. 1/2012 - STAY APPLICATION

W.P.(C) No. 110/2014 (X)

IA No. 121554/2018 - VACATING STAY

Date : 14-07-2026 These matters were called on for hearing today.

**CORAM : HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA
HON'BLE MR. JUSTICE SHREE CHANDRASHEKHAR**

For Appellant(s) Mr. Vikramjeet Banerjee, A.S.G.
Mr. Gurmeet Singh Makker, AOR
Mr. Nachiketa Joshi, Adv.
Mr. Praneet Pranav, Adv.
Mr. Raman Yadav, Adv.
Mr. Arijit Prasad, Adv.

Mr. Kumar Visalaksh, Adv.
Mr. Udit Jain, Adv.
Mr. Gopal Mundhra, Adv.
Mr. Parth Parikh, Adv.
Mr. Praveen Kumar, AOR

Mr. T.V. Lakshmanan, Adv.
Mr. A. Venayagam Balan, AOR
Mrs. Santhanalakshmi, Adv.
Mr. Puneet Thakur, Adv.

Mr. R.L. Ramani, Sr. Adv.
Mr. K.K. Mani, AOR
Ms. T. Archana, Adv.
Mr. Rajeev Gupta, Adv.

Mr. S. Nandakumar, Sr. Adv.
Ms. Deepika Nandakumar, Adv.
Ms. Kanimozhi J., Adv.
Mr. Naresh Kumar, AOR

For Respondent(s) Mr. G. N. Reddy, AOR

Ms. Charanya Lakshmikumaran, Adv.
Ms. Nitum Jain, Adv.
Ms. Neha Choudhary, Adv.
Ms. Medha Sinha, Adv.
Mr. Swastik Mishra, Adv.
Mr. Yashovardhan Singh, Adv.
Mr. Adithya Nair, Adv.
Mr. L Badri Narayanan, Adv.
Mr. M. P. Devanath, AOR

Mr. Sanjay Kumar Tyagi, AOR

Mr. Sahil Bhalaik, AOR
Mr. Tushar Giri, Adv.
Mr. Siddharth Anil Khanna, Adv.
Mr. Ritik Arora, Adv.
Mr. Shivam Mishra, Adv.

Ms. Devina Sehgal, AOR
Mr. Srikanth Varma Mudunuru, Adv.

Mr. Bhakti Vardhan Singh, AOR
Mr. Sanjay Kumar Tyagi, AOR

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

In Civil Appeal No. 11074/2018

At the request of learned counsel for the appellant,
list the matter on 16.07.2026.

In Civil Appeal No. 4708-4711/2008

1. Heard learned counsel appearing for the parties.
2. Reserved for judgment/orders.
3. The parties may file written submissions along with citations, within one week from today.

In W.P.(C) No. 66-67/2012, W.P.(C) No. 40/2012, W.P.(C) No. 175-176/2012, W.P.(C) No. 320/2012 W.P.(C) No. 383/2012 and W.P.(C) No. 110/2014

1. Learned counsel for the parties are *ad idem* on the issue that the issue involved in the Writ Petition(s) concerning charging of sales tax / value added tax on supply and installation of lifts and air-conditioners have been dealt with by this Court in *Kone Elevator India*

*Private Ltd. vs. State of Tamil Nadu*¹. Therefore, the assessment or re-assessment in the matter has to be undertaken in view of law laid down in the matter of *Kone Elevator* (supra).

2. In view of the above, we dispose of the Writ Petition(s) reserving liberty in favour of the Assessing Officer to undertake the fresh assessment or re-assessment as the case may be, keeping in view the law laid down by this Court in *Kone Elevator* (supra).

(MINI)
COURT MASTER (SH)

(AKSHAY KUMAR BHORIA)
COURT MASTER (NSH)

1 . (2014) 7 SCC 1