

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11038 of 2015

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M/s Isolux Corsan India Engineering and Construction Pvt. Ltd. A Company incorporated under the Provisions of the Company Act. 1956, having its registered office at 2nd Floor, Block - 2, Vatika Business Park, Sohna Road, Sector - 49, Gurgaon - 122001, and Project Office at Vandana Sadan, Pali Road, Dehri On Sone, Dihri, Rohtas, Bihar.

.... Petitioner/s

Versus

1. The State of Bihar through Ministry of Finance, Government of Bihar, Patna.
2. Commissioner, Commercial Tax Department, New Secretariat, Patna.
3. Joint Assistant Commissioner, Commercial Taxes, Aurangabad Circle.
4. Assistant Commissioner, Commercial Taxes, Sasaram Circle.
5. Soma Isolux Varanasi, Aurangabad Tollway Private Limited, having registered office at - 8th Floor, Block - B, Vatika Towers, Golf Links Road, Sector - 54, Gurgaon - 122002, Haryana, India, And Project Office at - N.A. Old GT Road, Danibigha, Aurangabad - 824101.
6. Isolux Corsan India - C & C, JC, a Joint Venture between Isolux Corsan India Engineering and Construction Pvt. Ltd, and C & C Construction Ltd. Having its office at Plot No. 70, Sector - 32 Gurgaon and Project Office at Vandana Sadan, Pali Road, Dehri-On-Sone, Dihri, Rohtas, Bihar.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Singh, Sr. Advocate
Mr. Anurag Saurav, Advocate
For the State : Mr. Vikash Kumar, AC to PAAG

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CORAM: HONOURABLE MR. JUSTICE RAMESH KUMAR DATTA
And
HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER
(Per: HONOURABLE MR. JUSTICE RAMESH KUMAR DATTA)

2 27-08-2015 The order under challenge passed by the

Commissioner, Commercial Taxes under Section 77 of the

Bihar Value Added Tax Act, 2005 is appealable under Section

73(1) of the Act.

In the aforesaid circumstances, the writ

application is disposed of with liberty to the petitioner to take recourse to appropriate statutory remedy under the Bihar VAT Act.

Let the matter be disposed of expeditiously by the Tribunal in case an appeal is filed before it.

(Ramesh Kumar Datta, J)

S.Pandey/-

(Anjana Mishra, J)

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