IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.2601 of 2015

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1. Pankaj Kumar Son of Bhagwan Singh r/o Masaurhi, Ps Masaurhi Distt. Patna,.
2. Anil Kumar son of Bishwanath Pandey r/o Satisathan Masaurhi Ps Masaurhi Distt.Patna.

.... Petitioner/s

Versus

1. The State of Bihar
2. The State Transport Commissioner Govt. of Bihar , Patna Transport Department Bishweshriya Bhawan Bailey Road, Patna. null null
3. District Strict Transport Officer, Patna, Biscoman Bhawan West Gandhi Maidan , Patna.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sheopujan Singh
Mr. Mukesh Kumar Singh

For the Respondent/s : Mr.Pravin Kumar Verma, A.C.to S.C.26.

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CORAM: HONOURABLE MR. JUSTICE RAMESH KUMAR DATTA
and
HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE RAMESH KUMAR DATTA)

4 18-08-2015 Heard learned counsel for the petitioners and learned counsel for the State.

The writ application has been filed by the petitioners seeking a direction upon the respondents to accept the road tax and additional tax on quarterly basis in connection with the Jeeps owned by the petitioners.

In the counter affidavit filed on behalf of the State, it is stated that on account of certain inadvertent clerical mistake due to amendment made in the Bihar Motor Vehicles Taxation Act by the

Bihar Finance Act, 2014, there was difficulty in realizing the tax on quarterly basis and accordingly, the provision has been re-amended by the Bihar Finance Act, 2015, as a result of which the error would stand automatically cured and payment of tax, as claimed by the petitioner, would be payable quarterly.

In view of the aforesaid statement made in the counter affidavit, the writ application has become infructuous and it is, accordingly, dismissed as infructuous.

(Ramesh Kumar Datta, J)

V.P.Sinha/-

(Sudhir Singh, J)

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