

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.16741 of 2015

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V. Guard Industries Limited, a company incorporated under the Companies Act, 1956 through its authorized having its registered office at 49/962, Vennala High School Road, Vennala, Kochi – 682028, through its authorized representative Devjeet Kumar, son of Sri Vimal Singh resident of Moh-Janta Patel Nagar, Bhagwat Nagar, Near Samrat Hospital, P.O. – Lohianagar, P.S. – Agamkuan, Distt. – Patna.

.... Petitioner

Versus

1. The State of Bihar, through Principal Secretary, Department of Finance, Government of Bihar, Patna.
2. The Principal Secretary, Department of Finance, Government of Bihar, Patna.
3. The Commissioner, Commercial Taxes, Department of Finance, Government of Bihar, Patna.
4. The Assistant Commissioner of Commercial Taxes, Patna Special Circle, Patna.
5. Joint Commissioner of Commercial Taxes (Appeal) Central Division, Patna.

.... Respondents

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Appearance:

For the Petitioners: : Mr. Tanmoy Chakraborty, Advocate
Mr. Brisketu Sharan Pandey
For the Respondent/ : Mr. Vikas Kumar, AC to P.A.A.G.

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CORAM: HONOURABLE MR. JUSTICE NAVANITI PRASAD SINGH

And

HONOURABLE JUSTICE SMT. NILU AGRAWAL

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE NAVANITI PRASAD SINGH)

Date: 15-10-2015

Heard learned counsel for the petitioner and learned
counsel for the State.

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In view of the fact that out of the total assessed amount of entry tax amounting to about Rs. 1.23 Crores, petitioner has admittedly deposited about Rs. 1.07 Crores, and the matter is before Joint Commissioner of Commercial Taxes (Appeals), Central Division, Patna, which is likely to be heard on 17th of October 2015.

Till final decision by the Appellate Authority, the demand as being raised vide Annexure – 4 in the demand process no. 3309 dated 05.10.2015 shall remain stayed.

This application is accordingly, disposed of.

(Navaniti Prasad Singh, J.)

(Nilu Agrawal, J.)

Rajeev/-

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