

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE ANTONY DOMINIC
&
THE HONOURABLE MR. JUSTICE SHAJI PCHALY

MONDAY, THE 27TH DAY OF JULY 2015/5TH SRAVANA, 1937

OTC.No. 2 of 2015

AGAINST THE ORDER IN AITA 3/2012 of AGRL.I.TADL.BENCH,ERNAKULAM DATED 19-02-2015

PETITIONER/APPELLANT/ASSESSEE:

ASPINWALL AND COMPANY LIMITED
(FORMERLY THE PULLANGODE RUBBER
& PRODUCE COMPANY LIMITED)
926/A1-A5, DEVANKULANGARA,
EDAPPALLY,KOCHI-682 024
REPRESENTED BY ITS CHIEF FINANCIAL OFFICER,
MR.RADHAKRISHNAN T.R.

BY ADVS.SRI.JOSEPH KODIANTHARA (SR.)
SRI.VABRAHAM MARKOS
SRI.BINU MATHEW
SRI.TOM THOMAS (KAKKUZHIYIL)
SRI.ABRAHAM JOSEPH MARKOS
SRI.ISAAC THOMAS
SRI.NOBY THOMAS CYRIAC

RESPONDENT/REVENUE:

STATE OF KERALA
REPRESENTED BY THE SECRETARY (TAXES),
TRIVANDRUM 695 001.

R BY SR. GOVERNMENT PLEADER SRI.LIJU STEPHEN

THIS OTHER TAX CASES HAVING COME UP FOR ADMISSION ON 27-07-2015
ALONG WITH OTC 1/2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S ANNEXURES:

ANNEXURE A: TRUE COPY OF ORDER DATED 16.11.2006 PASSED BY THIS HON'BLE COURT IN MCA NO.94/06.

ANNEXURE B: TRUE COPY OF ASSESSMENT ORDER DATED 10.11.2011 FOR ASSESSMENT YEAR 2009-2010.

ANNEXURE C: TRUE COPY OF APPELLATE ORDER DATED 19.1.2012 PASSED BY THE DEPUTY COMMISSIONER (APPELAS), ERNAKULAM IN APPEAL AITA NO.33/2011 FILED BY THE PETITIONER.

ANNEXURE D: TRUE COPY OF APPEAL MEMORANDUM DATED 20.6.2012 FILED BY THE PETITIONER BEFORE THE KERALA AGRICULTURAL INCOME TAX AND SALES TAX APPELLATE TRIBUNAL, ERNAKULAM.

ANNEXURE E: TRUE COPY OF IMPUGNED COMMON ORDER DATED 19.2.2015 PASSED BY THE KERALA AGRICULTURAL INCOME TAX AND SALES TAX APPELLATE TRIBUNAL, ERNAKULAM IN AITA NO.3/2012.

ANNEXURE F: TRUE COPY OF JUDGMENT DATED 23.9.2011 PASSED BY THIS HONOURABLE COURT IN O.T.C. NO.3/11 FILED BY THE PETITIONER.

ANNEXURE G: TRUE COPY OF ORDER DATED 21.2.2012 PASSED BY THE HON'BLE SUPREME COURT IN SLP NO.5347/2012 FILED BY THE PETITIONER.

// TRUE COPY //

P.A.TO JUDGE

ANTONY DOMINIC & SHAJI P.CHALY, JJ.

O.T.C.Nos.1 & 2 of 2015

Dated this the 27th day of July, 2015

JUDGMENT

Antony Dominic, J.

The issues raised in these cases are covered against the assessee in the order in OTC 3/11. Since the matter is thus covered, these OTCs are dismissed.

**ANTONY DOMINIC
JUDGE**

**SHAJI P. CHALY
JUDGE**

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