

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

MONDAY, THE 23RD DAY OF MARCH 2015/2ND CHAITHRA, 1937

WP(C).No. 9149 of 2015 (P)

PETITIONER :

**WARRIER'S HOSPITAL AND PANCHKARMA CENTRE,
PUTHIYAVILA P.O, VELANCHIRA, KAYAMKULAM -690 531,
REPRESENTD BY ITS MANAGING PARTNER,
DR. S. SJKUMAR**

**BY ADVS.SRI.A.KUMAR
SRI.P.J.ANILKUMAR
SMT.G.MINI
SRI.P.S.SREE PRASAD**

RESPONDENT(S):

- 1. DEPUTY COMMISSIONER (APPEALS),
KOLLAM- 691 001**
- 2. ASSISTANT COMMISSIONR (ASSESSMENT) SPECIAL CIRCLE,
COMMERCIAL TAXES, ALAPPUZHA-688 001**

R1 & R2 BY SR GOVERNMENT PLEADER SMT. SOBHA ANNAMMA EAPEN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 23-03-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

sts

APPENDIX

PETITIONER(S)' EXHIBITS

- EXHIBIT P1; TRUE COPY OF THE ORDER DATED 30.10.2014
- EXHIBIT P2: TRUE COPY OF THE APPEAL FOR THE PERIOD JANUARY TO MARCH 2010 DATED 28.11.2014
- EXHIBIT P3: TRUE COPY OF THE APPEAL FOR THE PERIOD 2010-11 DATED 28.11.2014
- EXHIBIT P4: TRUE COPY OF THE APPEAL FOR THE MONTH OF NOVEMBER AND DECEMBER 2011 DATED 28.11.2014
- EXHIBIT P5: TRUE COPY OF THE APPEAL FOR THE PERIOD 2011-12 DATED 28.11.2014
- EXHIBIT P6: TRUE COPY OF THE APPLICATION FOR ADVANCE HEARING FOR THE PERIOD JANUARY TO MARCH 2010 DATED 5/1/2015
- EXHIBIT P7: TRUE COPY OF THE APPLICATION FOR ADVANCE HEARING FOR THE PERIOD 2010-2011 DATED 5.1.2015
- EXHIBIT P8: TRUE COPY OF THE APPLICATION FOR ADVANCE HEARING FOR THE MONTH OF NOVEMBER AND DECEMBER 2011 DATED 5.1.2015
- EXHIBIT P9: TRUE COPY OF THE APPLICATION FOR ADVANCE HEARING FOR THE PERIOD 2011-12 DATED 5.1.2015

RESPONDENT(S)' EXHIBITS: NIL

/TRUE COPY/

P.A.TO.JUDGE

A.K.JAYASANKARAN NAMBIAR, J.

.....
W.P.(C).No.9149 of 2015

.....
Dated this the 23rd day of March, 2015

J U D G M E N T

The limited prayer of the petitioner in the writ petition is for a direction to the 1st respondent to consider and pass orders on Ext.P2 to P5 appeals that have been preferred by the petitioner against Ext.P1 order, in relation to applications for refund preferred by the petitioner.

2. I have heard the learned counsel for the petitioner and the learned Government Pleader for the respondents.

On a consideration of the facts and circumstances of the case as also the submissions made across the bar, I direct the 1st respondent to consider and pass orders on Ext.P2 to P5 appeals within a period of three months from the date of receipt of a copy of this judgment after hearing the petitioner.

**A.K.JAYASANKARAN NAMBIAR
JUDGE**

mns

