

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

TUESDAY, THE 28TH DAY OF APRIL 2015/8TH VAISAKHA, 1937

WP(C).No.13141 of 2015 (P)

PETITIONER:

**M/S.CONTOUR CONSTRUCTIONS PVT.LTD.,
2ND FLOOR,BHAGEERATHA SQUARE,
BANERJI ROAD,COCHIN-682 018,
REPRESENTED BY ITS MANAGING DIRECTOR
MR.GREGORY JOSEPH.**

**BY ADVS.SRI.A.KUMAR
SRI.P.J.ANILKUMAR
SMTG.MINI(1748)
SRI.P.S.SREE PRASAD**

RESPONDENT'S:

- 1. COMMERCIAL TAX OFFICER (WORKS CONTRACT),
DEPARTMENT OF COMMERCIAL TAXES,
ERNAKULAM-682 018.**
- 2. THE ASSISTANT COMMISSIONER (APPEALS) ,
COMMERCIAL TAXES,ERNAKULAM -682 018**
- 3. INSPECTING ASSISTANT COMMISSIONER,
COMMERCIAL TAXES,ERNAKULAM -682 018**

R1 TO R3 BY SENIOR GOVT. PLEADER SRI.S.SUDHISH KUMAR.

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 28-04-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

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WP(C).No.13141 of 2015 (P)

APPENDIX

PETITIONER'S EXHIBITS

**EXT.P1:TRUE COPY OF THE K VAT ASSESSMENT ORDER (RECTIFIED) FOR THE
ASSESSMENT YEAR 2008-09 DATED 10/2/2015.**

EXT.P2:TRUE COPY OF THE MEMORANDUM OF APPEAL DATED 17/3/2015.

EXT.P3:TRUE COPY OF THE APPLICATION FOR STAY DATED 17/3/2015.

EXT.P4:TRUE COPY OF THE REVENUE RECOVERY NOTICE DATED 18/3/2015.

EXT.P5:TRUE COPY OF THE STATEMENT.

RESPONDENT'S EXHIBITS:

NIL

//TRUE COPY//

P.S. TO JUDGE

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K. VINOD CHANDRAN, J

WP(C) NO. 13141 OF 2015

Dated this the 28th day of April, 2015

JUDGMENT

Ext.P1 is the assessment order passed against the petitioner for the years 2008-09. Against this order, petitioner filed Ext.P2 appeal, which is accompanied by Ext.P3 stay petition before the 2nd respondent. The appeal and the stay petitions are pending before the 2nd respondent. In the meanwhile, it is alleged, coercive proceedings have been threatened. It is in this context, the writ petition has been filed.

2. In the above circumstances, it is directed that the appellate authority, the 2nd respondent herein, shall dispose of Ext.P3 stay application within a period of one month from today and the coercive proceedings be stayed until such orders are passed; which order shall determine the matter thereafter.

3. The Petitioner shall produce a copy of this judgment before the 2nd respondent for compliance.

The Writ petition disposed of.

**K. VINOD CHANDRAN
JUDGE**