

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 12TH DAY OF JUNE 2015/22ND JYAISHTA, 1937

WP(C).No. 17658 of 2015 (F)

PETITIONER(S) :

M/S.AGREENCO FIBRE FOAM PVT LTD.,
BOX. NO.3622, BALIAPATTAMM,
KANNUR-670 010,
REPRESENTED BY MANAGING DIRECTOR, SHRI.P.V.RAGHAVAN.

BY ADV. SRI. DALE P.KURIEN.

RESPONDENT(S) :

1. THE ASSISTANT COMMISSIONER (KVAT)-I,
COMMERCIAL TAXES - SPECIAL CIRCLE,
KANNUR-670 001.
2. THE DEPUTY COMMISSIONER (APPEALS) ,
COMMERCIAL TAXES, MINI BYE-PASS,
ERANJIPALAM,
KOZHIKODE.
3. THE INSPECTING ASSISTANT COMMISSIONER,
COMMERCIAL TAXES,
KANNUR-670 001.

BY SENIOR GOVERNMENT PLEADER SMT.SOBHA ANNAMMA EAPEN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 12-06-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

ivs.

APPENDIX

PETITIONER(S) ' EXHIBITS :

EXT.P1. TRUE COPY OF THE ASSESSMENT ORDER DATED 6/1/2015.

EXT.P2. TRUE COPY OF THE APPEAL MEMORANDUM DATED 23/3/2015.

EXT.P3. TRUE COPY OF STAY PETITION DATED 31/3/2015.

EXT.P4. TRUE COPY OF THE DEMAND NOTICE DATED 27.5.2015.

RESPONDENT(S) ' EXHIBITS :

NIL.

/TRUE COPY/

P.A.TO JUDGE

RVS. --

A.MUHAMED MUSTAQUE, J.

W.P.(C) No.17658 of 2015

Dated this the 12th day of June, 2015

J U D G M E N T

The petitioner has filed this writ petition challenging Ext.P1 assessment order for the year 2008-09 passed by the 1st respondent. The petitioner has preferred Ext.P2 appeal and Ext.P3 stay petition against the said order.

2. Heard the learned counsel for the petitioner as well as the learned Government Pleader for the respondents.

Considering the facts and circumstances of the case, this writ petition is disposed of directing the 2nd respondent to consider the stay petition, after issuing notice to the petitioner, within a period of two months from the date of receipt of a copy of this judgment. Till a final decision is taken as directed above, all the coercive proceedings pursuant to Ext.P4 shall be kept in abeyance.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE.