

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

WEDNESDAY, THE 17TH DAY OF JUNE 2015/27TH JYAISHTA, 1937

WP(C).No. 18211 of 2015 (B)

PETITIONER(S):

**M/S.ARAKKAL TRADERS,
DOOR NO.XI/150, KUNJALI BUILDING, ARAKKAL JUNCTION,
CHALLISSERY (P.O), OTTAPPALAM- 679 101,
REPRESENTED BY ITS MANAGER BHAGYNATH.**

**BY ADVS.SRI.P.N.DAMODARAN NAMBOODIRI
SMT.K.P.RANI**

RESPONDENT(S):

- 1. THE INTELLIGENCE INSPECTOR,
SQUAD NO.3, DEPT.COMMERCIAL TAXES, PALAKKAD- 678 001.**
- 2. THE INTELLIGENCE OFFICER,
SQUAD NO.3, DEPT. COMMERCIAL TAXES, PALAKKAD- 678 001.**
- 3. THE COMMERCIAL TAX OFFICER,
DEPT. COMMERCIAL TAXES, PATTAMBI- 679 303.**

BY GOVERNMENT PLEADER SMT.SHOBA ANNAMMA EAPEN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 17-06-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

APPENDIX

PETITIONER(S)' EXHIBITS

**EXHIBIT P1: TRUE COPY OF THE REGISTRATION CERTIFICATE UNDER KERALA
VALUE ADDED TAX TIN NO.32091178577 DATED 21.11.2011.**

**EXHIBIT P2: TRUE COPY OF THE INVOICE NO.4 DATED 10.06.2015 AN AMOUNT
RS.19,07,400/- ISSUED BY M/S.JAISWAL TRADERS, DURGAPURI,
DELHI TO THE PETITIONER.**

**EXHIBIT P3: TRUE COPY OF THE DELIVERY NOTE NO.320902/DN/33064/2015
DATED 10.06.2015.**

**EXHIBIT P4: TRUE COPY OF THE FORM 8F DECLARATION
NO.32091178577/2015-16/4 DATED 14.06.2015 SUBMITTED BY
THE PETITIONER.**

EXHIBIT P5: TRUE COPY OF THE INVOICE NO.2132 DATED 10.06.2015.

EXHIBIT P5A: TRUE COPY OF THE INVOICE NO.2133 DATED 10.06.2015.

EXHIBIT P5B: TRUE COPY OF THE INVOICE NO.2134 DATED 10.06.2015.

**EXHIBIT P6: TRUE COPY OF THE MECHANICAL INVOICE NO.837
DATED 14.06.2015 ISSUED BY M/S.ST.GEORGE AUTO GARAGE,
KUNNAMKULAM.**

**EXHIBIT P6A: TRUE COPY OF THE MECHANICAL CONFORMATION LETTER
DATED 14.06.2015, ISSUED BY M/S.ST.GEORGE AUTO GARAGE,
KUNNAMKULAM.**

**EXHIBIT P7: TRUE COPY OF THE NOTICE NO.VC/III/134/15-16 DATED 14.06.2015
ISSUED BY THE 1ST RESPONDENT TO THE PETITIONER.**

RESPONDENT(S)' EXHIBITS

NIL

//TRUE COPY//

P.A.TO JUDGE

A.MUHAMED MUSTAQUE, J.

W.P.(C)No.18211 of 2015

Dated this the 17th day of June, 2015

JUDGMENT

The petitioner challenges detention notice. The petitioner transported Arecanuts. This was detained on account of the delay in transporting Arecanuts and also for the reason that excess quantity is found. The petitioner explains the delay due to mechanical defect of the vehicle.

Considering the facts and circumstances, there shall be a direction to the first respondent to release the goods with vehicle to the petitioner on remittance of Rs.30,000/- and on executing a simple bond for the remainder without sureties.

The writ petition is disposed of as above.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE

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