

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 10TH DAY OF JULY 2015/19TH ASHADHA, 1937

WP(C).No. 20806 of 2015 (A)

PETITIONER(S):

**M/S.SHAN TRADERS,
PUDUNAGARAM, PALAKKAD,
REP. BY PROPRIETOR J.HABEEBULLA.**

**BY ADVS.SRI.P.RAGHUNATH
SRI.PREMJIT NAGENDRAN**

RESPONDENT(S):

- 1. COMMERCIAL TAX OFFICER,
COMMERCIAL TAXES, CHITTUR - 678 011.**
- 2. ASSISTANT COMMISSIONER (APPEALS),
DEPT. OF COMMERCIAL TAXES, PALAKKAD - 678 014.**
- 3. INSPECTING ASSISTANT COMMISSIONER,
COMMERCIAL TAXES, CHITTUR - 678 011.**

BY SENIOR GOVERNMENT PLEADER SMT.SOBHA ANNAMMA EAPEN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
10-07-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

msv/

WP(C).No. 20806 of 2015 (A)

APPENDIX

PETITIONER(S)' EXHIBITS

EXT.P1: PHOTOCOPY OF ASSESSMENT ORDER FOR 2012-13 DT.29.10.2014.

EXT.P2: PHOTOCOPY OF APPEAL FILED AGAINST EXT.P1 ORDER.

EXT.P3:PHOTOCOPY OF STAY PETITION FILED ALONG WITH EXT.P2 APPEAL.

EXT.P4: PHOTOCOPY OF RR NOTICE DEMANDING PAYMENT DUE AS PER EXT.P1 ORDER.

RESPONDENT(S)' EXHIBITS:

NIL

//TRUE COPY//

P.S.TO JUDGE

Msv/

A. MUHAMED MUSTAQUE, J.

W.P.(C). No. 20806 of 2015

Dated this the 10th day of July, 2015

J U D G M E N T

The petitioner has filed this writ petition challenging Ext.P1 assessment order for the year 2012-13 passed by the 1st respondent. The petitioner has preferred Ext.P2 appeal and Ext.P3 petition for stay against the said order.

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

3. Considering the facts and circumstances of the case, this writ petition is disposed of directing the 2nd respondent to consider the petition for stay, 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.