

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

THURSDAY, THE 13TH DAY OF AUGUST 2015/22ND SRAVANA, 1937

WP(C).No. 24832 of 2015 (D)

PETITIONER :

**M/S. PERAVOOR RANGE KALLU CHETHU
VYAVASAYA THOZHILALI SAHAKARANA SANGHAM
PERAVOOR, THALASSERY, KANNUR - 670 673
REPRESENTED BY ITS SECRETARY RAJEEV V.K.**

**BY ADVS.SRI.S.ARUN RAJ
SMT.C.T.SUJA**

RESPONDENT(S) :

- 1. THE INCOME TAX OFFICER
WARD 2, KANNUR RANGE, KANNUR - 670 006.**
- 2. THE COMMISSIONER OF INCOME TAX (APPEALS)
OFFICE OF THE COMMISSIONER OF INCOME TAX (APPEALS)
MANANCHIRA, CALICUT - 673 001.**

R1 & R2 BY ADV. SRI.K.M.V.PANDALAI, SC

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 13-08-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Mn

...2/-

WP(C).No. 24832 of 2015 (D)

APPENDIX

PETITIONERS' EXHIBITS :

**EXHIBIT P1. COPY OF THE ASSESSMENT ORDER DATED 21.3.14 PASSED BY THE
1ST RESPONDENT FOR THE AY 2011-12.**

**EXHIBIT P2. COPY OF THE STATUTORY FIRST APPEAL FILED BEFORE THE 2ND
RESPONDENT FOR THE AY 2011-12.**

**EXHIBIT P3. COPY OF THE STAY PETITION FILED BY THE PETITIONER BEFORE
THE 2ND RESPONDENT.**

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

A. MUHAMED MUSTAQUE, J.

W.P(C). No. 24832 of 2015

Dated this the 13th day of August, 2015

J U D G M E N T

The petitioner has filed this writ petition challenging Ext.P1 assessment order for the year 2011-12 passed by the 1st respondent. The petitioner has preferred Ext.P2 appeal along with Ext.P3 petition for stay against the said order.

2. Heard both the sides.

3. Considering the facts and circumstances of the case, this writ petition is disposed of directing the 2nd respondent to consider Ext.P3 after issuing notice to the petitioner, within a period of three 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 shall be kept in abeyance.

Petitioner shall produce a copy of this judgment along with a copy of this writ petition before the 2nd respondent for further steps.

Sd/-

A. MUHAMED MUSTAQUE, JUDGE.