

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

THURSDAY, THE 17TH DAY OF DECEMBER 2015/26TH AGRAHAYANA, 1937

WP(C).No. 38294 of 2015 (J)

PETITIONER :

**PONNAMMA MOHANDAS
WIFE AND LEGAL REPRESENTATIVE OF LATE R. MOHANDAS
(FORMER MANAGING PARTNER OF PLEASANT VALLEY
VARIAMURI BUILDING, VENMONY
CHENGANNUR) KOTTARATHIL HOUSE, PENNUKKARA P.O.,
CHENGANNUR.**

**BY ADVS.SRI.S.ANIL KUMAR (TRIVANDRUM)
SRI.K.S.HARIHARAN NAIR**

RESPONDENT(S) :

- 1. THE ASST. COMMISSIONER (ASSMT.)
COMMERCIAL TAXES, SPECIAL CIRCLE, ALAPPUZHA-686 001.**
- 2. THE DEPUTY COMMISSIONER (APPEALS)
COMMERCIAL TAXES, BABUJI NAGAR, ASRAMOM
KOLLAM-691 002.**

R1 & R2 BY GOVT. PLEADER SMT. K.T. LILLY

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 17-12-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Mn

...2/-

WP(C).No. 38294 of 2015 (J)

APPENDIX

PETITIONERS' EXHIBITS :

- EXT. P1 : COPY OF ASSESSMENT ORDER DT 20-9-2012 OF THE 1ST
RESPONDENT FOR THE YEAR 2006-07.**
- EXT. P2 : COPY OF APPELLATE ORDER DT. 25-10-2014 OF THE 2ND
RESPONDENT FOR THE YEAR 2008-09.**
- EXT. P3 : COPY OF LETTER DT. 11-12-2014 ADDRESSED TO THE 1ST
RESPONDENT.**
- EXT. P4 : COPY OF MODIFIED ORDER DT 29-9-2015 ISSUED BY THE 1ST
RESPONDENT FOR THE YEAR 2008-09.**
- EXT. P5 : COPY OF MODIFIED ORDER DT. 30-09-2015 ISSUED BY THE 1ST
RESPONDENT FOR THE YEAR 2006-07.**
- EXT. P6 : COPY OF THE LETTER DT. 30-10-2015 ADDRESSED TO THE FIRST
RESPONDENT.**

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

A.K.JAYASANKARAN NAMBIAR, J.
.....
W.P.(C).No.38294 of 2015
.....
Dated this the 17th day of December, 2015

J U D G M E N T

The limited prayer of the petitioner in the writ petition is for a direction to the 1st respondent, before whom the petitioner has preferred Ext.P6 application seeking refund of taxes paid, to consider the same and pass orders expeditiously after hearing the petitioner.

2. I have heard the learned counsel for the petitioner and the learned Government Pleader for the respondents.

3. On a consideration of the facts and circumstances of the case as also the submissions made across the bar, I dispose the writ petition with a direction to the 1st respondent to consider and pass orders on Ext.P6 application preferred by the petitioner for refund, within a period of one month from the date of receipt of a copy of this judgment. The petitioner shall produce a copy of the writ petition along with a copy of this judgment before the 1st respondent for further action.

Sd/-
A.K.JAYASANKARAN NAMBIAR
JUDGE

