

**HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA
PRADESH**

MONDAY, THE TWENTY THIRD DAY OF MARCH,
TWO THOUSAND AND FIFTEEN

:PRESENT:

**THE HON'BLE SRI JUSTICE R.SUBHASH REDDY
AND
THE HON'BLE DR JUSTICE B.SIVA SANKARA RAO**

WP .NO: 6773 of 2015

Between:

M/s. G.M.R. Solvents,
Adilabad, Adilabad District,
Rep. by its Proprietor Mr.G. Vinod.

..... Petitioner

AND

- 1 The Assistant Commissioner (CT), LTU, . Adilabad Division, Adilabad District.
- 2 The Appellate Deputy Commissioner (CT), Warangal, Warangal District.
- 3 The Commissioner of Commercial Taxes, Government of Telangana, Hyderabad.
- 4 The State of Telangana, Rep. by its Secretary, Revenue (CT) Department, Secretariat Buildings, Hyderabad.

.....Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein, the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Mandamus declaring the action of the 2nd respondent in dismissing the appeal filed by the petitioner for the assessment year 2009-10 under APVAT Act 2005 through the impugned proceedings Dt. 29-10-2014 while upholding the levy of purchase tax by the 1st respondent on the turnover of cotton de oiled cake dispatched to other States on consignment transfers invoking power under Section 4(4) of the AP VAT Act, and set aside the same and consequently set aside order of the 1st respondent Dt.29-12-2012 in Form 305 against which the petitioner filed appeal before the 2nd respondent.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed herein and upon hearing the arguments of Sri Bhaskar Reddy Vemireddy, Advocate for the Petitioner and G.P. for Commercial Taxes (TG) for the Respondents, the Court made the following

ORDER:

It is submitted by the learned Government Pleader that they are intending to move review petition seeking review of the judgment in batch of cases connected to this Writ Petition.

Post after three weeks.

Pending further orders, no coercive steps shall be taken for collecting the disputed tax.

ASSISTANT REGISTRAR
//TRUE COPY//
For ASSISTANT REGISTRAR

To

- 1 The Assistant Commissioner (CT), LTU, Adilabad Division, Adilabad District.
- 2 The Appellate Deputy Commissioner (CT), Warangal, Warangal District.
- 3 The Commissioner of Commercial Taxes, Government of Telangana, Hyderabad.
- 4 The Secretary, Revenue (CT) Department, State of Telangana, Secretariat Buildings, Hyderabad.
(Addressees 1 TO 4 BY RPAD)
- 5 One CC to Sri Bhaskar Reddy Vemireddy, Advocate (OPUC)
- 6 Two CCs to the G.P. for Commercial Taxes (Telangana), High Court, Hyderabad. (OUT)
- 7 Two spare copies.

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HIGH COURT

**RSR,J
&
Dr.SSRB,J**

DATED: 23-3-2015

NOTE: Post after three weeks

ORDER

W.P.NO. 6773 OF 2015

DIRECTION

HIGH COURT

Nnr

Date of Drafting : 25-03-2015

**RSR,J
&
Dr.SSRB,J**

DATED: 23-3-2015

NOTE: Post after three weeks

ORDER

W.P.NO. 6773 OF 2015

DIRECTION