

**HON'BLE THE ACTING CHIEF JUSTICE DILIP B. BHOSALE
AND
THE HON'BLE SRI JUSTICE S.V. BHATT**

W.P.No.5372 OF 2015

PC: *(Per the Hon'ble the Acting Chief Justice Dilip B. Bhosale)*

Learned counsel for the petitioner, at the outset, invited our attention to the demand notice (P-1) and submits that it is issued under Section 268 of the Greater Hyderabad Municipal Corporation Act, 1955. This Section, he submits, has been omitted from the GHMC Act by Act No.15 of 2013 and, hence, notice is illegal.

Having confronted with this, learned counsel for respondents 2 and 3 seek permission to withdraw the notice with liberty to initiate fresh proceedings under the appropriate provisions of the Act for recovery of tax. The impugned notice is allowed to be withdrawn, with liberty as prayed.

Writ petition is disposed of.

Consequently, miscellaneous petitions, if any pending, also stand disposed of.

ACJ

DILIP B. BHOSALE,

S.V.BHATT,

J

Date: 25.08.2015

Stp/Lrkm