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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 11645/2015

SCG CONTRACTS INDIA PVT. LTD

..... Petitioner

Through : Mr Vineet Bhatia with Ms Neha Chaudhary

versus

COMMISSIONER OF VALUE ADDED TAX

..... Respondent

Through : Mr Gautam Narayan with Mr R. A. Iyer

CORAM:

HON'BLE MR. JUSTICE BADAR DURREZ AHMED

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

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16.12.2015

This is a writ petition in which a direction is sought to be issued to the respondent for refund of an amount of Rs 1,08,68,042/- (which includes interest till 30.11.2015), which is allegedly due to the petitioner.

The learned counsel for the petitioner submits that under Section 38(3)(a)(ii) of the Delhi Value Added Tax, 2004, the refund has to be made within two months after the date on which the return is furnished. The return, according to the petitioner, was furnished on 01.07.2015. The period of two months prescribed under the statute has long gone by and there is no refund granted nor is there any order rejecting the refund.

The learned counsel for the respondent states that the concerned officer shall pass an appropriate order within four weeks on the refund of the petitioner, as claimed in his return, for the fourth quarter of 2013-14.

The writ petition stands disposed of.

BADAR DURREZ AHMED, J

DECEMBER 16, 2015

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SANJEEV SACHDEVA, J