

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.11872 of 2016

M/s. Sai Bricks Udyog through its Partner Nitu Kumari, Wife of Sri Kumar Amit,
resident of Village- Bhadai, Police Station- Aurai in the district of Muzaffarpur.

.... Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Commercial Taxes Department, Government of Bihar, Patna.
2. The Principal Secretary, Commercial Taxes Department, Government of Bihar, Patna.
3. The Deputy Commissioner, Commercial Taxes, Hajipur Circle, Hajipur.
4. The Assistant Commissioner, Commercial Taxes, Hajipur Circle, Hajipur.
5. The Commercial Tax Officer, Hajipur Circle, Hajipur.

.... Respondents

Appearance :

For the Petitioner/s : Mr. Sunil Kumar, Advocate
Mr. Susant Kumar, Advocate
For the Respondent/s : Mr. Ajay Kr. Rastogi, AAG-10

CORAM: HONOURABLE MR. JUSTICE HEMANT GUPTA

and

HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE HEMANT GUPTA)

Date: 27-07-2016

Heard learned counsel for the parties.

2. The challenge in the present writ application is to an order passed by the Commercial Tax Officer, Hajipur Circle, Hajipur on 6th of June, 2015, whereby tax and penalty of Rs.1,62,000/- were imposed on the ground that the petitioner as a brick kiln manufacturer has used coal imported from outside the State for which no tax has been paid.

3. Such order is an appealable order. Therefore, the present writ application is disposed of with liberty to the petitioner to

avail the remedy of appeal in accordance with law.

(Hemant Gupta, J)

(Ahsanuddin Amanullah, J)

Narendra/-

AFR/NAFR	N.A.F.R.
CAV DATE	N.A.
Uploading Date	05.08.2016
Transmission Date	