

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3090 of 2016

=====

M/s. Ritesh Bricks. Salguri, P.S. Thakurganj, District Kishanganj through
its proprietor Ritesh Agrawal, son of Govind Lal Agrawal, resident of
village Thakurganj, P.S. Thakurganj, District Kishanganj

.... Petitioner

Versus

1. The State of Bihar through the Commissioner-cum-Principal Secretary,
Commercial Taxes Department, Bihar having its office at Vikash
Bhawan, Bailey Road, Patna
2. The Assistant Commissioner of Commercial Taxes, Kishanganj Circle,
Kishanganj, District Kishanganj
3. The Commercial Taxes Officer, Kishanganj Circle, Kishanganj, District
Kishanganj

.... Respondents

=====

Appearance :

For the Petitioner/s : Mr. Bimal Kumar, Advocate

For the Respondent/s : Mr. A.C. to G.A. 9

=====

**CORAM: HONOURABLE MR. JUSTICE RAMESH KUMAR
DATTA**

and

HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE RAMESH KUMAR DATTA)

2 15-02-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks quashing of the order dated 9.6.2015
for the period 2013-14 passed by the Assistant Commissioner,
Commercial Taxes, Kishanganj Circle. The order has been passed
under Section 8 of the Bihar Tax On Entry of Goods into Local
Area for Consumption, Use or Sale therein Act, 1993 read with
Section 31 of the Bihar Value Added Tax Act, 2005. The order
clearly is appealable under the provisions of the Bihar Value
Added Tax Act.

The writ application is, accordingly, dismissed with
liberty to the petitioner to take recourse to appropriate statutory
remedies. In case the petitioner files an appeal along with an
application for condonation of delay within a period of two weeks

from today then the appellate authority shall consider the same keeping in view the fact that a large number of similar matters were pending before this Court which have been recently disposed of.

(Ramesh Kumar Datta, J)

(Sudhir Singh, J)

spal/-

U			
---	--	--	--