

AGK

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 9464 OF 2015**

The State of Maharashtra, through Additional Commissioner of Sales Tax & Ors.	...Petitioners
<i>Versus</i>	
Indo Bio Tech Foods Limited	...Respondents

Mr. N.P. Deshpande, AGP, for the Petitioners-State.
Mr. Prakash V. Surte, for the Respondents.

**CORAM: S.C. DHARMADHIKARI &
G.S. PATEL, JJ.**
DATED: 2nd February 2016

PC:-

1. After having heard both sides and finding that a substantive proceeding (Sales Tax Reference No. 7 of 2015) is pending in this Court arising out of the second appellate order, we do not think that any useful purpose will be served now by deciding this Writ Petition.

2. The Writ Petition is disposed of as infructuous but by clarifying that all contentions on merits of the controversy are unaffected by the disposal of this Writ Petition.

(G. S. PATEL, J.) (S.C. DHARMADHIKARI, J.)