

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.01.2016

CORAM:

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

W.P.No.1688 of 2016

M/s.Inland Road Transport (P) Ltd.,
39/77, Thambu Chetty Road,
Chennai - 600 001.
Rep. by Authorised Signatory

.. Petitioner

V.

The Deputy Commercial Tax Officer,
Pattanur Check Post,
Villupuram District.

.. Respondent

Prayer : Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of Certiorarified Mandamus calling for the records of the respondent in his proceedings, in G.D.No.2748/2015-16 dated 10.01.2016 and quash this detention order as illegal and contrary to the provisions of the TNVAT Act and direct the respondent to release the goods.

For Petitioner

..

Mr.C.Baktha Siromoni

For Respondent

..

Mr.V.Hari Babu

Additional Government Pleader

ORDER

Heard the learned counsel for the petitioner and Mr.V.Hari Babu, learned Additional Government Pleader accepting notice for the respondent and with their consent, the writ petition is taken up for final disposal at the admission stage itself.

2.The petitioner has filed this writ petition challenging the goods detention notice dated 10.10.2016 issued under Form No.41.

3.Though several contentions have been raised on the merits of the matter, the learned counsel for the petitioner, after some arguments, submitted that the petitioner is ready and willing to remit the one time tax as demanded and subject to such payment, the goods may be released.

4.In the light of the above submission, the Writ Petition is disposed of, by directing the petitioner to remit the one

time tax with the respondent and leaving it open for the petitioner to file a revision as against the action initiated by the respondent. The goods in question shall be released forthwith on remittance of the one time tax, as demanded by the respondent. No costs.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

Sgl

To

The Deputy Commercial Tax Officer,
Pattanur Check Post,
Villupuram District.

+2 cc to Mr.C.Baktha Siromani Advocate sr.3099

+1 cc to Special Government Pleader sr.3192

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