

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.09.2016

CORAM

THE HONOURABLE Mr. JUSTICE T.S.SIVAGNANAM

W.P.No.6616 of 2003

The State of Tamil Nadu
rep. by the Deputy Commissioner (CT)
Madurai Division, Madurai. .. Petitioner

..Vs..

1.S.Sankaralinga Reddiar
Madurai.

2.The Secretary
The Tamil Nadu Sales Tax Appellate
Tribunal (Addl.Bench)
Madurai 20. .. Respondents

Prayer:

Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Certiorari to call for the records of the second respondent pertaining to the common order dated 20.04.2000 made in M.T.A.Nos. 584 of 97 and quash the same.

For Petitioner : Mr.K.Venkatesh,
Government Advocate (T)

R1 : Died vide order dated 05.08.2011

For Respondents: Tribunal - R2

ORDER

The petitioner is the State of Tamil Nadu rep. by the deputy Commissioner (CT), and they have challenged the order passed by the Tamil Nadu Sales Tax Appellate Tribunal.

2.The first respondent is the contesting respondent and the writ petition as against the first respondent was dismissed as early as on 5.8.2011. Therefore, the Writ Petition cannot be proceeded with against the second respondent alone.

3.Hence, the Writ Petition is dismissed against the second respondent also. However, liberty is granted to the petitioner to file a Petition for restoration of the Writ Petition against both the respondents and if the same is filed, the said Petition shall be listed before this Court, without insisting upon any petition for condonation of delay. No costs.

Sd/-
Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

rpa
To

1.The Secretary
The Tamil Nadu Sales Tax Appellate
Tribunal (Addl.Bench)
Madurai 20.

2.The Deputy Commissioner (CT)
Madurai Division, Madurai.

1 cc to Special Government Pleader (Taxes), sr.51530

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kra 04.10.2016

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