

In the High Court of Judicature at Madras

Dated: 23.12.2016

Coram

The Honourable Mr.JUSTICE RAJIV SHAKDHER

Writ Petition No.43697 of 2016  
and WMP Nos.37501 & 37502 of 2016

Karaikal Tiles and Traders  
rep. by its Proprietor,  
J.Stalin Jayakumar  
Plot No.1, Main Road,  
Thirukadayur, Tharangampadi,  
Nagapattinam-611 001.

..... Petitioner

Vs.

The Deputy Commercial Tax Officer,  
O/o. Deputy Commercial Tax Officer,  
Katpadi Check Post, Katpadi,  
Vellore District.

..... Respondent

PETITION under Article 226 of The Constitution of India  
praying for the issuance of Writ of Certiorarified Mandamus to  
call for the records of the impugned order dated 08.12.2016 in  
G.D.No.1634/2016-2017 by the respondent and to quash the same  
and consequently, release the goods in the vehicle bearing  
No.TN.52H-5168 it is covered under invoice No.RR/16-17/0384 &  
RR/16-17/0384 dated 03.12.2016.

For Petitioner : Mr.A.Tamilvanan

For Respondents: Mr.S.Kanmani Annamalai, AGP

O R D E R

1.Learned counsel for the petitioner says, that in order to  
expedite the release of goods, he shall make the payment of one  
time tax, albeit, under protest to the respondent within two  
days.

2.It is ordered accordingly. On receipt of deposit of money,  
the respondent will release the detained goods forthwith.

3.Mr.Kanmani Annamalai, says that, since, Form JJ has been filed, after issuance of compounding notice, this Writ Petition can be disposed of with liberty to the petitioner to challenge the compounding notice before the concerned authority.

4.The writ petition is accordingly, disposed of, with a liberty to the petitioner to challenge the compounding notice before the concerned authority. Consequently, connected Miscellaneous Petition is closed. There shall, however, be no orders as to costs.

Sd/-  
Assistant Registrar

//True Copy//

Sub Assistant Registrar

DP

To  
The Deputy Commercial Tax Officer,  
O/o. Deputy Commercial Tax Officer,  
Katpadi Check Post, Katpadi,  
Vellore District.

+1cc to Mr.A.Tamilvanan, Advocate, S.R.No.76142

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LRS (CO)  
CS(23/12/2016)

सत्यमेव जयते

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