

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.06.2016

CORAM:

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

W.P.No.25460 of 2004

&

WP.M.P.No.30931 of 2004

Mira Textiles & Industries (India) Ltd.,
781, Rayala Towers
Anna Salai
Chennai - 600 002
Rep. By its Director R.Sumathi

... Petitioner

vs.

1. The State of Tamil Nadu
Rep. By the Secretary to Government
Dept of Commercial Tax
& Religious Endowments
Fort St. George, Chennai - 600 009

2. The Commercial Tax Officer
Anna Salai III Assessment Circle
Chennai

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of prohibition prohibiting the respondents, their men and agents from levying, demanding and collecting Additional Sales Tax from the petitioner on exempted turnover upto Rs.10 crores and in excess of the rates applicable for each slab under the Additional Sales Tax Act, 1970.

For Petitioner : Mr.Palaniselvaraj

For Respondent : Mr.Manoharan Sundaram
Additional Government Pleader

O R D E R

This writ petition has been filed for the issuance of writ of prohibition prohibiting the respondents, their men and agents from levying, demanding and collecting Additional Sales Tax from the petitioner on exempted turnover upto Rs.10 crores and in excess of the rates applicable for each slab under the Additional Sales Tax Act, 1970

2. Heard Mr.Palaniselvaraj, the learned counsel for the petitioner and Mr.Manoharan Sundaram, learned Additional Government Pleader.

3. The issue involved in this writ petition is squarely covered by the decision of the Hon'ble Division Bench of this Court in W.P.Nos.16180 of 2004 and batch (Gangotri Textiles Ltd., Vs. The State of Tamil Nadu and another), dated 17.11.2006, which is against the petitioner.

4. In view of the same, this writ petition is dismissed. No costs. Consequently, the connected miscellaneous petition is closed.
gpa

-s/d-

Assistant Registrar(J)

True Copy

Sub-Assistant Registrar

To

1. The Secretary to Government
State of Tamil Nadu
Dept of Commercial Tax
& Religious Endowments
Fort St. George, Chennai - 600 009

2. The Commercial Tax Officer
Anna Salai III Assessment Circle
Chennai

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सत्यमेव जयते

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