

THE HON'BLE THE ACTING CHIEF JUSTICE RAMESH RANGANATHAN
AND
THE HON'BLE SRI JUSTICE A. SHANKAR NARAYANA

Writ Petition No.19879 of 2009

Order: (Per the Hon'ble The Acting Chief Justice Ramesh Ranganathan)

Against the order passed by the Sales Tax Appellate Tribunal in T.A. No. 453 of 2000 dated 4.4.2008, the petitioner herein preferred T.R.C. No. 112 of 2008, which is said to be still pending on the file of this Court. As no order, granting stay of collection of the disputed tax, could have been passed in the T.R.C. in view of Section 22(6) of the A.P.G.S.T. Act, the petitioner has filed the present writ petition seeking such a relief.

Sri S. Krishna Murthy, learned counsel for the petitioner, submits that the respondents have not filed any counter affidavit in this writ petition till date. This Court, by its order in W.P.M.P. No. 25929 of 2009 dated 15.10.2009, granted interim stay of collection of the disputed tax.

As the petitioner has had the benefit of an interim order, of stay of collection of the disputed tax, for the past more than seven years; and, as a counter affidavit has not been filed by the respondents till date, we consider it appropriate to dispose of the writ petition directing the respondents not to take coercive steps for recovery of the disputed tax till the disposal of T.R.C. No. 112 of 2008 filed by the petitioner herein.

The writ petition stands disposed of accordingly. Miscellaneous Petitions pending, if any, shall also stand disposed of. There shall be no order as to costs.

(RAMESH RANGANATHAN, ACJ)

(A. SHANKAR NARAYANA, J)

28th December, 2016

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