

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Civil Writ Petition No.12163 of 2016(O&M)

Date of Decision: August 03, 2016

M/s Stalwart Alloys India Pvt. Ltd.

...Petitioner

Versus

The State of Haryana and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU**

Present: Mr.Sandeep Goyal, Advocate for the petitioner.

Mr.Ankur Mittal, Addl. AG, Haryana.

RAJESH BINDAL, J.

The petitioner preferred the present petition with a grievance that during the pendency of the statutory appeal filed by him, the recovery as created by the assessment order is sought to be enforced.

Learned State counsel, on instructions from Mr. Kuldeep Sharma, Excise and Taxation Officer, Kurukshetra stated that the factum of filing of appeal having come to the notice of the Assessing Authority, the demand shall not be enforced during the pendency of the appeal.

Learned counsel for the petitioner submitted that in view of the aforesaid stand taken by learned counsel for the respondents, the prayer made in the present petition has been rendered infructuous.

Ordered accordingly.

**(RAJESH BINDAL)
JUDGE**

August 03, 2016

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**(HARINDER SINGH SIDHU)
JUDGE**

Whether speaking/reasoned : Yes/ No

Whether reportable : Yes/ No