

**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

CWP No. 13427 of 2016 (O&M)

Date of decision: 28.07.2016

M/s Surendra Steel Supply Co.

.. Petitioner

vs.

State of Haryana and ors.

.. Respondents

**Coram:**     **Hon'ble Mr. Justice Rajesh Bindal**  
              **Hon'ble Mr. Justice Harinder Singh Sidhu**

**Present:-**   Mr. Avneesh Jhingan, Advocate, for the petitioner.  
              Mr. Ankur Mittal, Addl. A.G., 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. Devender Lamba, Asstt. Excise and Taxation Officer (Enforcement), office of Deputy Excise and Taxation Commissioner (ST), Jind 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

28.07.2016  
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(Harinder Singh Sidhu)  
Judge

Whether speaking/reasoned

Yes/No

Whether Reportable:

Yes/No