

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

**CWP No. 9031 of 2016  
Decided on : 16.05.2016**

M/s RPS Infrastructure Ltd.

... Petitioner

Versus

The State of Haryana and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL  
HON'BLE MRS. JUSTICE RAJ RAHUL GARG**

**PRESENT:** Mr. Rajiv Agnihotri, Advocate  
for the petitioner.

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**AJAY KUMAR MITTAL, J. (Oral)**

The prayer in this writ petition is for quashing notice dated 25.05.2015 (Annexure P-3) and revisional order dated 23.07.2015 (Annexure P-5) and to declare the explanation (i) to Section 2(1)(zg) of the Haryana VAT Act, 2003 (for brevity 'the Act') as ultravires.

2. It was not disputed that the vires of the aforesaid Section has been upheld by this Court in ***CWP No. 5730 of 2014***, titled as “***CHD Developers Ltd., Karnal Vs. The State of Haryana and others***”, decided on ***22.04.2015***. It was also not disputed by the learned counsel for the petitioner that against the order dated 23.07.2015 (Annexure P-5), an appeal has already been filed before the Haryana Tax Tribunal, Chandigarh.

3. In such circumstances, we do not find any ground to entertain the present writ petition.

4. Dismissed.

**(AJAY KUMAR MITTAL)  
JUDGE**

**(RAJ RAHUL GARG)  
JUDGE**

**May 16, 2016**