

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.04.2017

CORAM

THE HONOURABLE MR.JUSTICE K. RAVICHANDRABAABU

W.P.No.9003 of 2017

Vista Tele Services
rep by Partner,
No.139, First Floor,
Luz Church Road,
Mylapore,
Chennai-600 004

... Petitioner

Vs.

The Assistant Commissioner (CT),
Mylapore Assessment Circle,
No.48, Greenways Road,
R.A. Puram,
Chennai - 600 028

... Respondent

Prayer:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondent to consider the representation of the petitioner in letter dated 27.02.2017 seeking to refund the amount of Rs.44,71,329/- remaining in excess in petitioner's account for the year 2015-16 by an order of assessment and refund order in Form P, in accordance with law.

For Petitioner : Mr.P. Rajkumar
For Respondents : Mr.K. Venkatesh
Govt. Advocate

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O R D E R

Mr.K.Venkatesh, learned Government Advocate takes notice for the respondent. By consent of the parties, the main writ petition itself is taken up for final disposal.

2. The petitioner seeks for a Writ of Mandamus directing the respondent to consider the representation dated 27.02.2017, wherein and whereby, they sought for refund of the amount of

Rs.44,71,329/-, claimed to be the excess ITC amount in respect of the Assessment Year 2015-2016.

3. This Court, at this stage, is not expressing any view on the merits of the claim, made by the petitioner, as it is for the respondent to consider and decide. Therefore, the Writ Petition is disposed of only with a direction to the respondent to consider the representation of the petitioner dated 27.02.2017 and pass orders on merits and in accordance with law within a period of two weeks from the date of receipt of a copy of this order. No costs.

-s/d-
Assistant Registrar (CS-VI)

True Copy

Sub-Assistant Registrar

To

The Assistant Commissioner (CT),
Mylapore Assessment Circle,
No.48, Greenways Road,
R.A. Puram,
Chennai - 600 028

+1 CC to Mr.P. Rajkumar, Advocate sr 22485
+1 CC to The Spl. Govt. Pleader sr 22676

W.P.No.9003 of 2017

RJ (CO)
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