

In the High Court of Judicature at Madras

Dated: 13.02.2017

Coram

The Honourable Mr.JUSTICE RAJIV SHAKDHER

Writ Petition Nos.10109 and 10110 of 2016  
and WMP Nos.9007 and 9008 of 2016

1 Sri Mukha Precision Products  
Rep.by its Partner S.A.Ramamoorthy No.51  
X South Face Road Ambattur Chennai-600 058.  
..... Petitioner in both W.Ps  
Vs

1 The Assistant Commissioner (CT)  
Alandur Assessment Circle No.12 Vedagiri  
Street MKN Road Chennai-600 016.  
..... Respondent in both W.Ps

W.P.No.10109 of 2016:

PETITION filed Article 226 of The Constitution of India praying for the issuance of Writ of Prohibition prohibiting the Respondent from proceeding further in respect of proposals initiated in the impugned notice issued in CST 598700/2013-14 TIN/33220840815/2013-2014 dated 29.12.2015 of the Respondent relating to proviso of Section 19(2) of the TNVAT Act 2006.

W.P.No.10110 of 2016:

PETITION filed Article 226 of The Constitution of India praying for the issuance of Writ of Prohibition prohibiting the Respondent from proceeding further in respect of proposals initiated in the impugned notice of the respondent issued in CST 598700/2014-15 TIN/33220840815/2014-2015 dated 29.12.2015 in so far as it relates to reversal of ITC of Rs.54,36,527/- under proviso to Section 19(2).

For Petitioner : Mr.N.Murali  
For Respondent : Mr.K.Venkatesh, G.A.  
-----

C O M M O N O R D E R

1. Learned counsel for the parties have agreed that the issue raised in the captioned Writ Petitions is covered by a judgment of this Court dated 06.02.2017, passed in a batch of

Writ Petitions, the lead Writ Petition being:W.P.No.7969 of 2014, titled: M/s.Everest Industries Limited, rep. by its Senior Manager, Finance V. The State of Tamil Nadu, rep. by its Secretary, Commercial Taxes Department and another.

2. Accordingly, the Writ Petitions are allowed and the impugned order is set aside, in terms of the judgment delivered in the aforementioned batch of Writ Petitions.

3. Resultantly, the connected Miscellaneous Petitions are closed. However, there shall be no order as to costs.

s/d-

Assistant Registrar (CS-V)

//True Copy//

Sub-Assistant Registrar

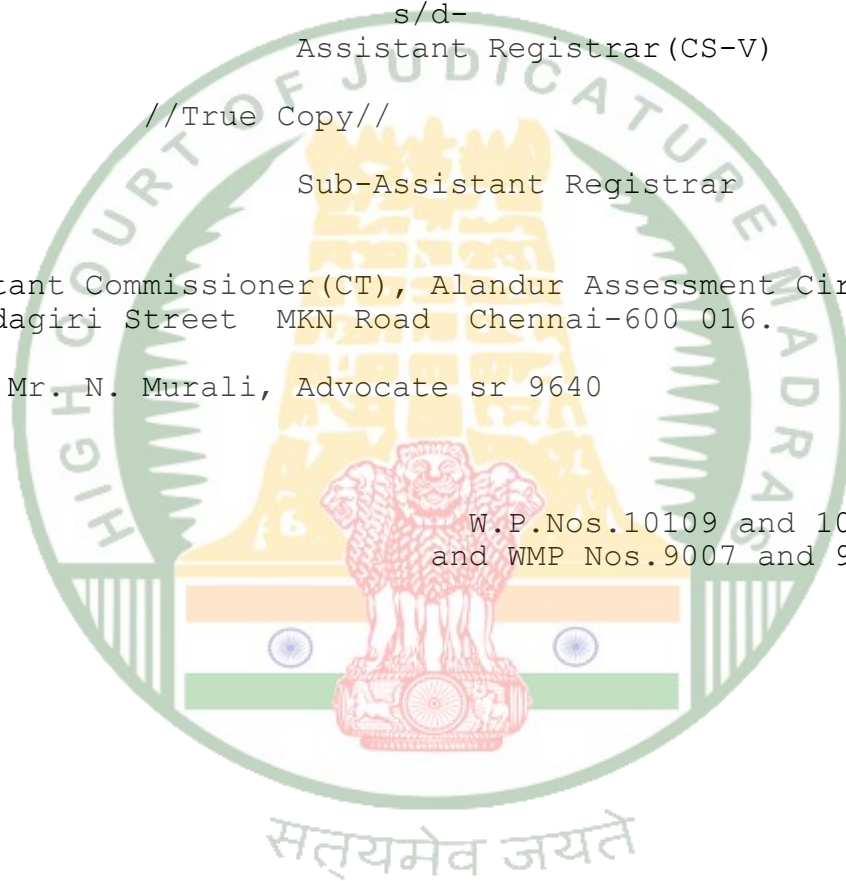
To

The Assistant Commissioner (CT), Alandur Assessment Circle  
No.12 Vedagiri Street MKN Road Chennai-600 016.

+2 Ccs to Mr. N. Murali, Advocate sr 9640

W.P.Nos.10109 and 10110 of 2016  
and WMP Nos.9007 and 9008 of 2016

RJ (CO)  
sp/24/2



WEB COPY