

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 22.02.2017

Coram

THE HONOURABLE MR. JUSTICE RAJIV SHAKDHER

W.P.No.4052 of 2017

and WMP No.4197 of 2017

Hindustan Motors Limited
represented by its Authorised Signatory
A.S.Gopalan
21-C (South Phase) 5th Street,
Industrial Estate, Guindy,
Chennai-600 032. .. Petitioner

vs.

The Assistant Commissioner (CT),
Nandambakkam Assessment Circle,
No.17, Loganathan Nagar 2nd Street,
Choolaimedu, Chennai - 600 094. .. Respondent

Prayer : Writ Petition filed under Article 226 of the
Constitution of India praying for the issuance of a Writ of
Certiorari, calling for the records on the files of the
respondent herein in TIN/33420841190/2013-14, dated 09.01.2017
in so far as it relates to reversal of ITC under Section 19(2)
(v) of Rs.17,28,958/- and penalty of Rs.17,28,958/- and quash
the same

For Petitioner : Mr.N.Inbarajan

For Respondent : Mr.S.Kanmani Annamalai,
Additional Government Pleader

ORDER

- 1.Learned counsel for the parties have agreed that the
issue raised in the captioned Writ Petition is covered
by a judgement 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 Petition is allowed and the impugned order is set aside, in terms of the judgement delivered in the aforementioned batch of Writ Petitions.

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

Sd/
Assistant Registrar

/True copy/

Sub Assistant Registrar

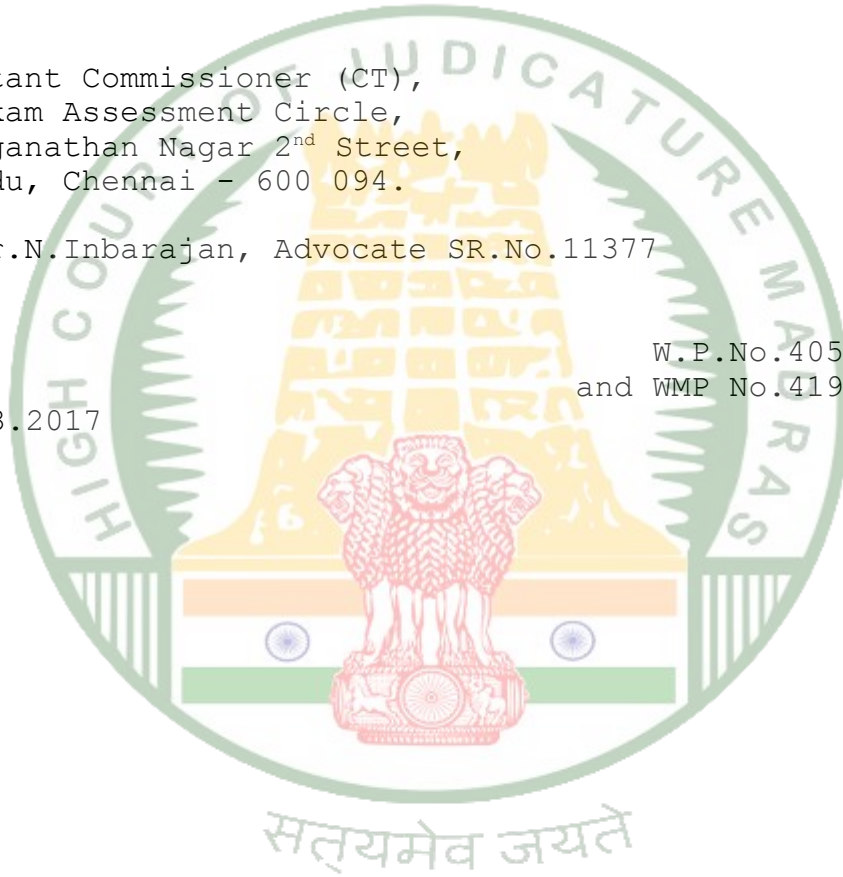
To

The Assistant Commissioner (CT),
Nandambakkam Assessment Circle,
No.17, Loganathan Nagar 2nd Street,
Choolaimedu, Chennai - 600 094.

+1cc to Mr.N.Inbarajan, Advocate SR.No.11377

SDR 15.03.2017

W.P.No.4052 of 2017
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