

In the High Court of Judicature at Madras

Dated: 04.01.2017

Coram

The Honourable Mr.JUSTICE RAJIV SHAKDHER

Writ Petition No.26407 of 2014
& M.P.Nos.2 and 3 of 2014

M/s.Shiv Sahai & Sons India Limited
rep. by its Managing Director,
Mr.Naresh Prasad Agarwal
1, Narasimha Dasari Lane,
60-61, N.S.C. Bose Road,
Chennai - 600 007.

..... Petitioner

Vs.

The Deputy Commissioner of Income Tax
Central Circle - III (1)
Office of the Income Tax Department,
108, M.G.Road, Nungambakkam,
Chennai - 600 034.

..... Respondent

PETITION under Article 226 of The Constitution of India
praying for the issuance of Writ of Certiorari to call for the
records of the respondent in pursuant to the impugned
communication of the respondent in F.No.C.C.III(1)/2014-15 dated
18.09.2014 and quash the same.

For Petitioner : Mr.Muralikumaran
for M/s Mogan Law firm
For Respondents : Mr.T.Pramod Kumar Chopda
Standing counsel.

O R D E R

1.After some arguments, counsel for the petitioner says that
since, a reply, dated 23.09.2014, has been filed to the penalty
notice dated 18.09.2014, issued under Section 272B of the Income
Tax Act, 1961, the petitioner will take its chance, if
necessary, before the appropriate forum, in accordance with law,
after the final order is passed in the penalty proceedings.

2.Accordingly, the Writ Petition is dismissed as withdrawn
with liberty to the petitioner to approach the appropriate forum
after the final order, in the penalty proceedings, is passed.

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

Sd/-
Asst.Registrar (CS VI)

/true copy/

Sub Asst. Registrar

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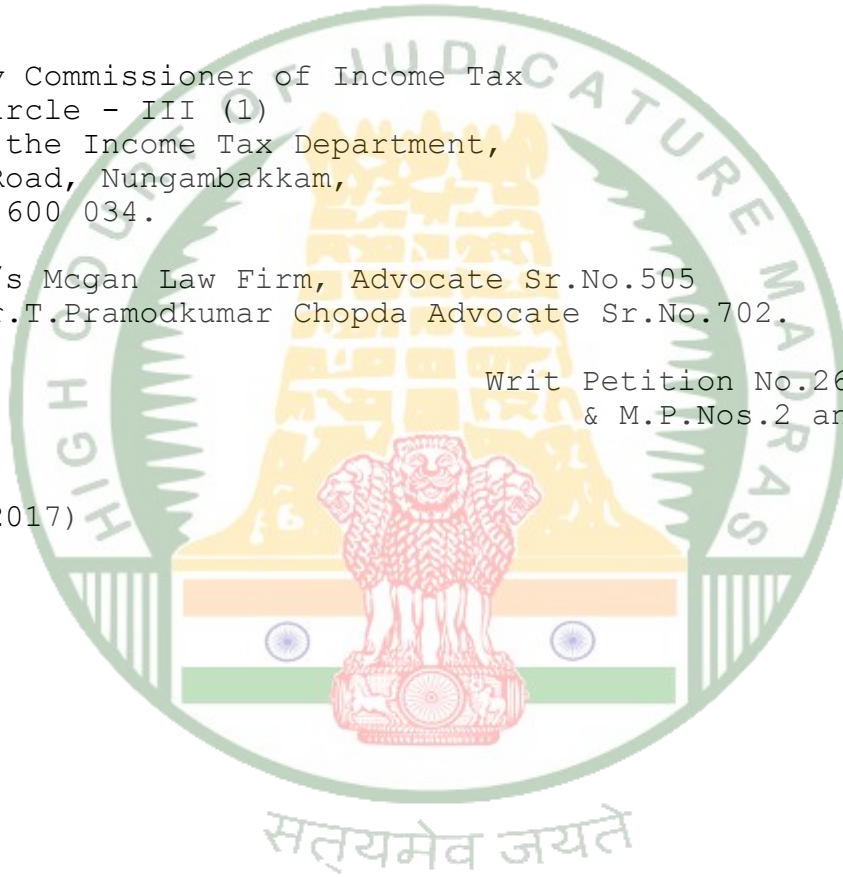
To

The Deputy Commissioner of Income Tax
Central Circle - III (1)
Office of the Income Tax Department,
108, M.G.Road, Nungambakkam,
Chennai - 600 034.

+1cc to M/s Megan Law Firm, Advocate Sr.No.505
+1cc to Mr.T.Pramodkumar Chopda Advocate Sr.No.702.

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GJI (CO)
GN(23/01/2017)



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