IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.09.2017

CORAM:

THE HON'BLE MR. JUSTICE T.S. SIVAGNANAM

W.P.No.9908 of 2007

and

M.P.No.1 of 2007

Tvl. System Telecom and Data Services Limited,
No.6, Rengarajapuram Main Road,
Kodambakkam, Chennai - 24.
Now at A3-1, Vijayaraghava Manor,
No.1, Vijayaraghava Road,
Teynampet, Chennai - 600 018.
...Petitioner

Versus

The Commercial Tax Officer,
Ashok Nagar Assessment Circle,
Chennai. ...Respondent

Writ Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus direct the respondent herein to furnish details of orders of assessment, mode of service etc as requested by the petitioner in his letter dated 27.02.2007.

For Petitioner : Mr.R.Ganesh Kanna

For Respondent : Mr.K.Venkatesh,
Government Advocate

O R D E R

Heard Mr.R.Ganesh Kanna, the learned counsel appearing for the petitioner and Mr.K.Venkatesh, the learned Government Advocate for the respondent.

2. The petitioner is before this Court with an innocuous prayer, as they want a direction, upon the respondent herein to furnish details of orders of assessment, mode of service, etc, as requested by them, in their letter, dated 27.02.2007.

3. It is not clear as to whether the attempt of the petitioner is to gain time to challenge the assessment proceedings. However, this Court is not inclined to issue any positive direction, and it would suffice to direct to the respondent to consider the petitioner's representation and intimate the petitioner the relevant particulars, so as to enable the petitioner to workout their remedies in accordance with law.

4. The above direction shall be complied with, within a period of six weeks from the date of receipt of a copy of this order. At the time, when the Writ Petition was admitted, order of interim stay was granted, subject to the condition that the petitioner pays 50% of the tax component on or before 31.03.2007, failing which, the interim stay would stand automatically vacated. There is nothing on record to show whether the petitioner has complied with the conditional order or not. In the event, the petitioner has complied with the conditional stay order, then, the benefit of the order of interim stay shall enure to the petitioner till order are passed on the petitioner's representation, dated 27.02.2007, as per the above direction. In case, the petitioner has failed to comply with the conditional stay order, then, the interim order, being a self-working order, the Stay Petition shall stand automatically dismissed. No costs. Consequently, connected Miscellaneous Petition is closed.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

sd/mrr

To

The Commercial Tax Officer,
Ashok Nagar Assessment Circle,
Chennai.

WP.No.9908 of 2007

KP(05.10.2017)