IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.01.2017

CORAM

THE HONOURABLE MR.JUSTICE RAJIV SHAKDHER

W.P.Nos.44533 and 44534 of 2016
And
W.M.P.No.38359 of 2016

Shri P.Elango ... Petitioner in both writ petitions

Vs.

The Assistant Commissioner of Income Tax,
Non Corporate Circle 1,
63, Race Course Road,
Coimbatore - 641 018. ... Respondent in both writ petitions

Prayer in W.P.No.44533 of 2016:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus, calling for the records relating to the order passed by the respondent dated 11.11.2016 in reference No.AACPE0727G/310&311/CBE/2016-17 with respect to the petitioner, quash the same and consequently direct the respondent to videograph the Examination / Cross Examination of witnesses during the Assessment proceedings in regard to the petitioner for the Assessment year 2007-2008 and 2010-2011 and provide a copy to the petitioner.

Prayer in W.P.No.44534 of 2016:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondent to furnish the copies of the Statements of the witnesses, if already recorded in the assessment proceedings pertaining to the Petitioner, PAN: AACPE0727G.

For Petitioner : Mr.Niranjan Rajagopalan

For Respondent : Mr.T.Pramod Kumar Chopda

C O M M O N   O R D E R

1.Counsel for the petitioner says that since the assessment order has been passed, these writ petitions have been rendered infructuous.

2.Counsel for the petitioner seeks liberty to assail the assessment order, in accordance with law.

3.The writ petitions are dismissed as withdrawn with liberty as prayed for. No costs. Consequently, pending application is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

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To

The Assistant Commissioner of Income Tax,
Non Corporate Circle 1,
63, Race Course Road,
Coimbatore - 641 018.

+1cc to Mr.Pramodkumar, Advocate, S.R.No.1989

KS(CO)
RS(01/02/2017)

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44534 of 2016
And
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