

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.08.2017

CORAM

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

W.P.No.34332 of 2004

NEPC India Limited,
Rep. by its Managing Director,
Mr.Tirupathi Kumar Khemka,
36, Wallajah Road,
Chennai - 600 002.

... Petitioner

Vs.

The Commissioner of Central Excise,
Office of the Commissioner of Central Excise,
Chennai-II Commissionerate,
M.H.V.Complex,
692, Anna Salai,
Nandanam, Chennai - 600 035.

... Respondent

Petition filed under Article 226 of the Constitution of India to issue a Writ of Declaration declaring that there can be no levy of service tax based Notification No.19 of 2003 dated 21.08.2003 on the petitioner manufacturer of wind turbine generator on turn key projects.

For Petitioner : S.R.Raja Gopal

For Respondent : Mr.S.Rajasekar,
Senior Panel Counsel

O R D E R

Learned counsel for the petitioner submits that as of now he does not have any specific written instructions from the petitioner. As it appears that the wind power division has been sold by the petitioner and has transferred to some other organization.

2.In the light of the same, the question of considering the declaratory relief sought for by the petitioner does not arise. Therefore, this writ petition is closed. No costs.

Sd/-
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

abr

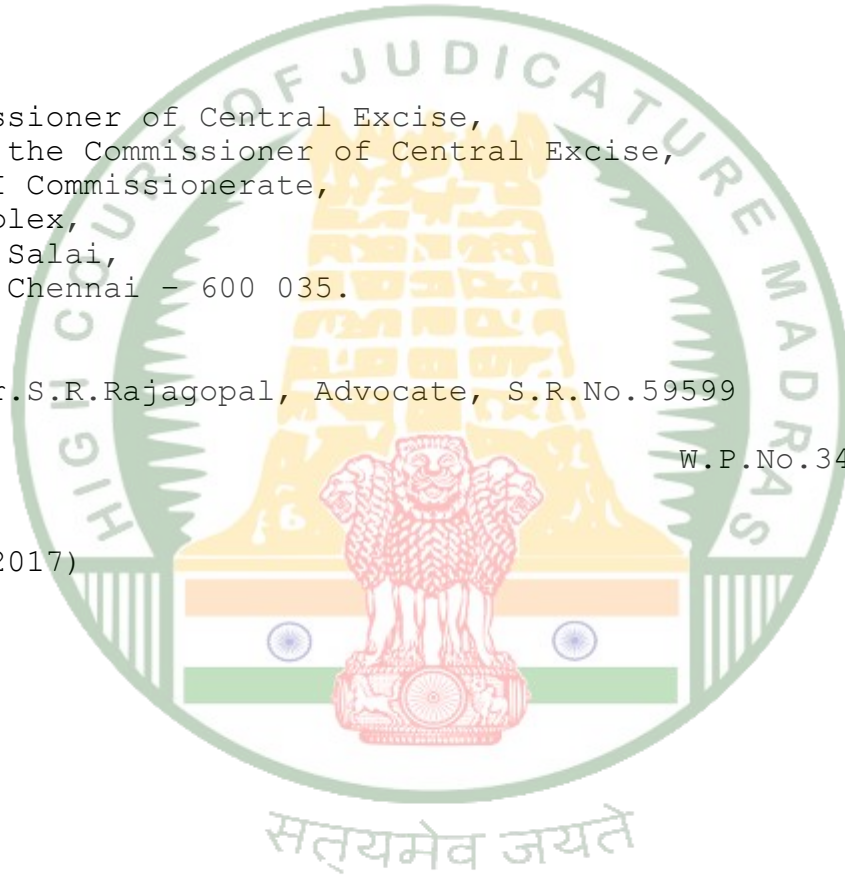
To

The Commissioner of Central Excise,
Office of the Commissioner of Central Excise,
Chennai-II Commissionerate,
M.H.V.Complex,
692, Anna Salai,
Nandanam, Chennai - 600 035.

+1cc to Mr.S.R.Rajagopal, Advocate, S.R.No.59599

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SJ(CO)
CA(18/09/2017)



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