IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.10.2017

CORAM

THE HONOURABLE Mr. JUSTICE T.S.SIVAGNANAM

W.P.No.2440 of 2004

M/s.Sri Hari Associates,
Rep. By its Partner,
Mrs.B.Rajeswari,
No.7/1 A Gnanagiri Nadar Road,
Sivakasi. ... Petitioner

Vs.

1.The Commercial Tax Officer IV (FAC),
Sivakasi.

2.The Appellate Assistant Commissioner,
Virudhunagar. ... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus to direct the second respondents to dispose of the APCST 179/02 filed by the petitioner on 08.05.2002 against the order of assessment dated 28.03.2002 for the assessment year 1996-97 under the Central Sales Tax Act.

For Petitioner : Mr.M.Md.Ibrahim Ali
For Respondents : Mr.S.Kanmani Annamalai
Additional Government Pleader

ORDER

Heard Mr.M.Md.Ibrahim Ali, learned counsel for the petitioner and Mr.S.Kanmani Annamalai, learned Additional Government Pleader appearing for the respondents.

2.The petitioner seeks for issuance of a writ of mandamus to direct the 2nd respondent to dispose of the APCST 179/02 filed by the petitioner on 08.05.2002 against the order of assessment dated 28.03.2002 for the assessment year 1996-1997 under the Central Sales Tax.

3.The learned Additional Government Pleader for the respondents submits that as of now orders would have been passed by the 2nd respondent viz., the Appellate Assistant Commissioner. However, there is no records to show that whether the order has been passed. In any event, if orders have not been passed in the appeal petition, the 2nd respondent shall pass orders on merits and in accordance with law, within a period of eight weeks from the date of receipt of copy of this order.

4.Accordingly, the Writ Petition is disposed of. No costs.

/sd/-
Assistant Registrar

/True Copy/

Sub Assistant Registrar

Sgl
To

1.The Commercial Tax Officer IV (FAC),
Sivakasi.

2.The Appellate Assistant Commissioner,
Virudhunagar.

+1 CC to Mr. Spl. Govt., Pleader (Taxes) Sr.No.73233

W.P.No.2440 of 2004

MD: 24/11/2017