

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.07.2017

CORAM:

THE HON'BLE MR.JUSTICE S.VAIDYANATHAN

W.P.No.24137 of 2003

Gujarat Heavy Chemicals Limited,
Rep by its Authorised signatory,
Mr.S.Ramesh,
No.123, TTK Road,
Alwarpet, Chennai 600 018

... Petitioner

vs.

1) The State of Tamil Nadu,
Rep by its Secretary to Government,
Public Works Department,
Fort St.George, Chennai 600 009

2) The State of Tamil Nadu
Rep by its Secretary to Government,
Energy Department,
Fort St.George, Chennai 600 009

3) The Tamil Nadu Electricity Board,
Rep by its Chairman,
800, Anna Salai,
Chennai 600 002

... Respondents

Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Declaration, declaring the Tamil Nadu Electricity (Taxation on Consumption) Act, viz., Act 32 of 1991, as ultra vires the Constitution of India, illegal invalid and unenforceable and direct the 3rd respondent to refund the entire amount collected from the petitioner under the head of electricity tax in respect of HT service connection bearing No.18 in the petitioner's yarn unit at Thirupparankundram Road, Madurai - 3 coming under Madurai Circle.

For Petitioner : Mr.P.Balamurali for
M/s.Shivakumar & Suresh

For Respondent : Mr.Akhil Akbar Ali,
Government Advocate for R1 & R2
Mr.P.R.Dhilip Kumar for R3

O R D E R

Today, when the matter is taken up for hearing, Mr.P.Balamurali, learned counsel for the petitioner sought permission of this Court to withdraw the Writ Petition since the prayer has become infructuous and also made an endorsement in the petition to that effect. In view of the above submission, this Writ Petition is dismissed as withdrawn. No costs.

Sd/-
Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

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To:

- 1) The State of Tamil Nadu,
Rep by its Secretary to Government,
Public Works Department,
Fort St.George, Chennai 600 009
- 2) The State of Tamil Nadu
Rep by its Secretary to Government,
Energy Department,
Fort St.George, Chennai 600 009
- 3) The Tamil Nadu Electricity Board,
Rep by its Chairman,
800, Anna Salai,
Chennai 600 002

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Order in
W.P.No.24137 of 2003

AR(CS IV)
CU(24/08/2017)