



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.07.2017

CORAM:

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN
and
THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.A(MD)No.857 of 2017

and

C.M.P(MD) No.5795 of 2017

Tvl.Annai Velankanni Traders,
Represented by its Proprietor,
S.Anthonysami,

..Appellant/Petitioner/Petitioner

Vs.

1.The Commissioner of Commercial Taxes,
Office of the Principal and Special
Commissioner of Commercial Taxes,
Ezhilagam, Chepauk,
Chennai - 600 005.

2.The Commercial Tax Officer,
Tiruppathur Assessment Circle,
Commercial Taxes Office,
5/4, 56, Chinna Thoppu Street,
Sivagangai District - 630 211.

..Respondents/Respondents/
Respondents

PRAYER: Writ Appeal is filed under clause 15 of Letter Patent Act,
to set aside the order passed in W.M.P(MD)No.3439 of 2017 in W.P.
(MD)No. 4286 of 2017 dated 14.03.2017.

Prayer in WMP(MD). 3439/ 2017 in WP(MD)No.4286/2017 :

Petition filed under Article 226 of the Constitution of India pleaded to grant an Interim Stay for the operation of the impugned proceedings of the 2nd Respondent in TIN. 33765502823/2014-2015 dated 12.01.2017 till the disposal of this WP.

Prayer in WP(MD).4286/ 2017 :

The Writ Petition is filed under Article 226 of the
<https://hcservices.ecourts.gov.in/hcservices/> of India pleaded to issue a Writ of Certiorari to
call for records pertaining to the impugned proceedings of the 2nd



respondent in TIN 33765502823/2014-15 dated 12.01.2017 and quash the same.

For petitioner : Mr.B.Rooban
For respondents : Mr.R.Karthikeyan
Additional Government Pleader

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O R D E R

[Order of the Court was made by K.K.SASIDHARAN, J.]

The learned counsel for the appellant made an endorsement, indicating that the appellant is withdrawing the Writ Appeal. The learned counsel for the appellant seeks reasonable time to pay 20 % of the tax demand, as indicated in the order, impugned in this intra-Court Writ Appeal.

2. In view of the endorsement so made, the Writ Appeal is dismissed as withdrawn. The appellant is granted time till 31.07.2017 to pay the amount, pursuant to the order passed in WMP (MD) No.3439 of 2017 in WP(MD)No.4286 of 2017. No Costs. Consequently, connected Miscellaneous petition is closed.

Sd/-
Assistant Registrar(Protocol)

/True Copy/

Sub-Assistant Registrar

To:

1.The Commissioner of Commercial Taxes,
Office of the Principal and Special Commissioner
of Commercial Taxes,
Ezhilagam, Chepauk,
Chennai - 600 005.

2.The Commercial Tax Officer,
Tiruppathur Assessment Circle,
Commercial Taxes Office,
5/4, 56, Chinna Thoppu Street,
Sivagangai District - 630 211.

+One cc to The Special Government Pleader, SR.No.63312

+One cc to Mr.B.Rooban, Advocate, SR.No.63444

NB/dsk

RL/5C/2P/KP/SAR1/12/7/2017

JUDGMENT MADE IN
W.A(MD)Nos.857 of 2017
and
C.M.P(MD) No.5794 of 2017