

THE HON'BLE SRI JUSTICE V. RAMASUBRAMANIAN

AND

THE HON'BLE MS. JUSTICE J. UMA DEVI

WRIT PETITION No. 10708 of 2017

ORDER: (*Per VRS,J*)

Aggrieved by an order of detention of their lorry and goods at the check-post, the dealer has come up with the present writ petition.

2. Heard Ms. Rachana S. Waddepalli, learned counsel for the petitioner. Mr. S. Suribabu, learned special standing counsel for Commercial Taxes (AP), takes notice for the respondents.

3. Even as per the records, the waybill was obtained only after the detention of the vehicle at the check-post. Therefore, the petitioner has to pay the tax demanded and also furnish security for twice the amount of tax for the release of the goods and the vehicle. The other things can be worked out at the time of assessment.

4. Therefore, the Writ Petition is disposed of, directing the respondents to release the goods and the vehicle, upon the petitioner paying, without prejudice to their rights, 100% of the tax demanded and also furnish security for twice the amount of tax. In case the assessment goes in favour of the petitioner, the amount paid will be adjusted towards the future liability.

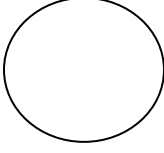
Consequently, miscellaneous petitions if any pending in the writ petition shall stand dismissed. No order as to costs.

V. RAMASUBRAMANIAN, J

J. UMA DEVI, J.

24th March, 2017
cbs





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(disposed of)

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