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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

\+ **W.P.(C) 4559/2017**

VIKAS TRADING CO, ... Petitioner

Through: Mr. Sumit K. Batra, Advocate

versus

COMMISSIONER OF TRADE & TAXES & ANR..... Respondents

Through: Mr. Anuj Aggarwal, ASC with Ms. Debosrhee Mukherjee, Advocate & Mr. Mishra, VATO

CORAM: JUSTICE S.MURALIDHAR
JUSTICE CHANDER SHEKHAR

<u>O R D E R</u>

% 31.05.2017

1. It is pointed out by learned counsel for the Petitioner that interest has been granted from the date on which the assessments have been carried out, whereas it should have been granted from the date of filing of the returns.

2. Consistent with the orders passed in similar cases, including the order dated 21st April 2017 in Writ Petition (Civil) No. 3422 of 2017 (Rakesh Trading Company v. Commissioner of Delhi Value Added Tax) this Court directs that pending the decision of the Supreme Court in SLP 3496 of 2017 the Respondent shall undertake that in the event of the Supreme Court upholding the order of this Court the entire balance interest amount that has been withheld shall to be paid to the Petitioner within four weeks from the date of the order of the Supreme Court.

3. The petition is disposed of in the above terms.

S.MURALIDHAR, J

CHANDER SHEKHAR, J

MAY 31, 2017/tp