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

+ **W.P.(C) 5446/2017**

SHIVAM MOTOR TRADING CO. Petitioner
Through: Mr.S.K.Khurana, Advocate.

Versus

COMMISSIONER OF
TRADE & TAXES & ANR. Respondents
Through: Mr.Arjun Mitra, Advocate.

**CORAM: JUSTICE S.MURALIDHAR
JUSTICE PRATHIBA M. SINGH**

ORDER
11.07.2017

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1. Notice. Mr. Arjun Mitra, the learned counsel accepts notice for the Respondents and acknowledges that the C-Form has been produced yesterday.

2. It is accordingly directed that within two weeks from today, the refund order will be issued and within a week thereafter, the refund amount together with interest accrued thereon shall be paid directly to the account of the Petitioner.

3. As regards the interest for the period during which the C-Forms were not available, the payment of the amount will be subject to the final outcome of the appeals preferred by the Revenue before the Supreme Court against the

order dated 19th January 2017 passed by this Court in W.P.(C) No. 10701 of 2016 etc. (*Vizien Organics v. Commissioner, Trade & Taxes*).

4. In the event that the Petitioner has any grievance about non-compliance with the above directions, it would be open to the Petitioner to seek appropriate remedies in accordance with law.

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

6. Order *dasti* under the signature of the Court Master.

S.MURALIDHAR, J

PRATHIBA M. SINGH, J

JULY 11, 2017
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