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

\+ **W.P.(C) 5450/2017**

AMRIT AUTO INDUSTRIES ..... Petitioner
Through: Mr.Nitin Gupta, Advocate.

Versus

COMMISSIONER OF TRADE AND TAXES & ANR. ..... Respondents
Through: Mr.Devvrat, Advocate for R-1.

CORAM: JUSTICE S.MURALIDHAR
JUSTICE PRATHIBA M. SINGH

O R D E R

% 03.07.2017

C.M.No.22915/2017 (Exemptions)

1. Allowed subject to all just exceptions

W.P.(C) No.5450/2017

2. The learned counsel for the Petitioner informs the Court that the C-Form have already been produced before the VATO concerned.

3. It is accordingly directed that the DVAT Department will ensure that the amount of refund, together with interest for the undisputed period, and to the extent it is not disputed as far as it does not relate to any statutory forms, is disbursed directly to the Petitioner's account not later than four weeks from today. With respect to the amount relatable to the statutory forms and the interest accrued thereon, the Court places on record the undertaking of the

DVAT Department to make payment of the said amount subject to the final outcome of the appeals preferred 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. The Court further directs that the DVAT Department will abide by the above time lines. In the event that the Petitioner has any grievance either on account of non-payment of the refund amount together with interest as directed or non-compliance with any of the above directions, it would be open to the Petitioner to seek appropriate remedies in accordance with law.

5. The petition is disposed of.

S.MURALIDHAR, J

PRATHIBA M. SINGH, J

JULY 03, 2017
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