

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.4379 of 2018**

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M/s. Castrol India Ltd. a registered company having its local depot at C/o Pitaliputra Cands Pvt. Ltd. near Didarganj Check Post Bazar Samiti, Katra Bazar, Didarganj, Patna City through Sandeep Mukherjee son of Sunity Kumar Mukherjee resident of 98, Dr. Saroj Nath Mukherje Street, Post & P.S. Uttar Para, District- Hoogly (W.B.)

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary-cum-Commissioner of Commercial Taxes, Bihar Patna having its office at Vikas Bhawan, New Secretariat, Patna
2. The Commissioner of Commercial Taxes, Bihar, Patna New Secretariat, Bailey Road, Patna
3. The Deputy Commissioner of Commercial Taxes, Integrated Check Post, Rajauli, Nawada
4. The Assistant Commissioner of Commercial Taxes, Integrated Check Post, Rajauli, Nawada
5. The Commercial Taxes Officer, Integrated Check Post, Rajauli, Nawada

... .. Respondent/s

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**Appearance :**

|                      |   |                                                                    |
|----------------------|---|--------------------------------------------------------------------|
| For the Petitioner/s | : | Mr. Gautam Kumar Kejriwal, Advocate<br>Mr. Mohit Agarwal, Advocate |
| For the Respondent/s | : | Mr. Bishwa Bibhuti Kumar Singh, A.C. to AG.                        |

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**CORAM: HONOURABLE THE CHIEF JUSTICE**

**and**

**HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD**

**ORAL JUDGMENT**

**(Per: HONOURABLE THE CHIEF JUSTICE)**

**Date : 09-03-2018**

Having heard learned counsel for the parties, we find that the appeal filed by the petitioner is pending consideration before the Commercial Taxes Appellate Tribunal, Bihar, Patna and due to non-availability of the Presiding Officer the appeal and the application for stay is not being taken up.

In that view of the matter, we direct that till hearing on the appeal by the Tribunal or passing of an appropriate order



on the application for stay by the Tribunal, coercive action in pursuance to the notice Annexure-1 dated 13.05.2016 shall be kept in abeyance.

With the aforesaid, this application stands disposed of.

**(Rajendra Menon, CJ)**

**(Rajeev Ranjan Prasad, J)**

P.K.P./-

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| AFR/NAFR          | N.A.F.R.   |
| CAV DATE          | N.A.       |
| Uploading Date    | 13.03.2018 |
| Transmission Date |            |

