

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1763 of 2018

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M/s. Classic Engicon Pvt. Ltd. a registered company having it's office at 3D, Vatika Apartment, Link Tank Road, Ranchi and having it's branch office at flat no. 101 A Sunita Vinod Apartment, Maurya Path, Khajpura, Patna through its authorized signatory namely Anil Kumar, Son of Late Udit Narayan Das, Resident of ISM Chowk Vikas Nagar, P.O. Dhurva, P.S. Jgannathpur, District-Ranchi.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary-Cum-Commissioner of Commercial Taxes, Bihar Patna having It's office at Vikas Bhawan, New Secretariat, Patna.
2. The Principal Secretary-cum-Commissioner of Commercial Taxes, Bihar Patna New Secretariat Bailey Road, Patna.
3. The Commercial Taxes Tribunal Bihar Patna Collectorate Patna through it's Secretary.
4. The Deputy Commissioner of Commercial Taxes, Special Circle, Patna.
5. The Assistant Commissioner of Commercial Taxes, Special Circle, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Gautam Kumar Kejriwal, Adv. Mr. Mohit Agarwal, Adv.
For the Respondent/s	:	Mr. VIKASH KUMAR- SC11

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 30-01-2018

Having heard learned counsel for the parties, we are of the considered view that as the appeal filed by the petitioner is pending consideration before the Commercial Tax Tribunal, Bihar and the Tribunal is not functional due to non-appointment of the Chairman, all coercive step for recovery in pursuance of the



demand notice dated 24.1.2018, Annexure 3, should be kept in
abeyance.

We order accordingly and dispose of the application.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

K.C.Jha/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	2.2.2018
Transmission Date	

