

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

WRIT PETITION NO. 133 OF 2018

Sodexo SVC India Pvt. Ltd.

.. Petitioner

v/s.

Deputy Commissioner of Income Tax(TDS)
2(2) & Ors.

.. Respondents

Mr. Jehangir Mistri, Senior Counsel a/w Ms. Khooshnum R. Daviervala,
Mr. Harsh Kothari & Mr. Yazdi P. Jijina, i/b Mulla & Mulla & Craigie
Blunt & Caroe for the petitioner
Mr. Charanjeet Chanderpal a/w Ms. Namita Shirke for the respondents

**CORAM : M.S. SANKLECHA &
RIYAZ I. CHAGLA J.J.**

DATED : 18th JANUARY, 2018.

PC.

1. This petition under Article 226 of the Constitution of India challenges a demand Notice dated 11th January, 2018 issued by the respondent no.1 – Deputy Commissioner of Income Tax. By the impugned notice, the petitioners have been called upon to honour a demand of Rs.57.06 crores of tax dues, as confirmed by order dated 27th December, 2017 of the Commissioner of Income Tax (Appeals).

2. The impugned notice further calls upon the petitioners to pay the aforesaid outstanding tax dues on or before 19th January, 2018, failing

which the Revenue would be compelled to take coercive action to recover the same.

3. Mr. Chanderpal, the learned Counsel appearing for the Revenue, on instructions, states that no coercive proceedings would be initiated by the Revenue for the period of 60 days from 8th January, 2018 i.e. the date on which the order dated 27th December, 2017 passed by the Commissioner of Income Tax (Appeals) was received.

4. In view of the above statement made on behalf of the Revenue, Mr. Mistri, the learned Senior Counsel for the petitioner, on instructions, seeks to withdraw the petition.

5. The petition is disposed of as withdrawn.

(RIYAZ I. CHAGLA, J.)

(M.S. SANKLECHA, J.)