

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.03.2018

CORAM

THE HONOURABLE Mr. JUSTICE M.DURAI SWAMY

W.P.No.5204 of 2018

&

W.M.P.No.6367 of 2018

Shri Ma Sakthi Traders

Represented by its Proprietor

Sri Mahendrakumar Khetan

No.816, Park Road

Erode - 638 003

.. Petitioner

v.

The State Tax Officer

Park Road Assessment Circle

Erode

.. Respondent

Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorari calling for the records on the files of the respondent in TIN 33092861930/2014-15 dated 02.02.2018 and quash the same as being without jurisdiction and authority of law.

For Petitioner : Mr.R.Senniappan

For Respondent : Mr.M.Hariharan

Addl. Govt. Pleader (T)

ORDER

Mr.M.Hariharan, learned Government Advocate (Tax) takes notice for the respondent. By consent, the main writ petition itself is taken up for disposal at the admission stage itself.

2. The petitioner has filed the above writ petition to issue a Writ of Certiorari to call for the records on the file of the respondent dated 02.02.2018 and to quash the same.

3. Mr.R.Senniappan, learned counsel appearing for the petitioner submitted that though the petitioner has requested

the respondent to furnish the report by letter dated 28.03.2017, the respondent without furnishing the copy of the report received from the check post has issued the impugned notice dated 02.02.2018. In these circumstances, the learned counsel submitted that the respondent may be directed to furnish the copy of the report received from the check post and on receipt of the same, the petitioner would submit his reply to the notice dated 02.02.2018, within a time frame.

4. Mr.M.Hariharan, learned Additional Government Pleader (Tax) appearing for the respondent submitted that the respondent may be directed to furnish a copy of the report received from the check post and on furnishing the same, the petitioner may be directed to submit his reply within a time frame.

5. Having regard to the submissions made by the learned counsel on either side, I direct the respondent to furnish a copy of the report received from the the check post authorities to the petitioner, within a period of ten days from the date of receipt of a copy of this order and on receipt of the same, the petitioner is directed to submit his reply to the impugned notice dated 02.02.2018, within a period of ten days thereafter.

With these observations, the writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

Rj

To

The State Tax Officer
Park Road Assessment Circle
Erode

+1cc to Mr.R.Senniappan, Advocate, S.R.No.18179
+1cc to the Special Government Pleader, S.R.No.18231

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cs/12/03/18