

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.11.2018

CORAM

THE HONOURABLE MR.JUSTICE R.MAHADEVAN

W.P.No.781 of 2007 and
M.P.No.1 of 2007

M/s.Ashok Leyland Limited
rep.by its Divisional Manager-Sales Tax,
V.Somasundaram,
480, Anna Salai,
Nandanam, Chennai-600 035. ... Petitioner

Vs

1.The Assistant Commissioner (CT),
Fast Track Assessment Circle-III,
Chennai-600 006.

2.The Deputy Commissioner (CT) (Appeals),
III Floor, Wavoo Complex,
191 N.S.C.Bose Road,
Chennai-600 001. ... Respondents

Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Certiorarified Mandamus to call for the records on the files of the second respondent herein in S.P.No.21/2006 in AP.No.31/06 dated 19.12.2006 presented against the orders of the first respondent in CST/1205/1986-87 dated 15.11.2006 and quash the said order of the second respondent herein in SP.No.21/2006 in AP.No.31/2006 dated 19.12.2006 while directing the second respondent to re-dispose the application for stay in accordance with law.

For Petitioner : Mr.N.Inbarajan

For Respondents : Mr.Mohammed Sheriff,
Special Government Pleader

O R D E R

This writ petition has been filed against the interim order dated 19.12.2006 passed by the second respondent in S.P.No.21/2006 in AP.No.31/06 directing to pay 25% of the disputed tax amount. When this writ petition was taken up, the

learned counsel on either side have submitted that the appeal in which the interim order has been passed, has been disposed of and hence nothing survives in this writ petition for adjudication.

2.Recording the above submission, the writ petition is dismissed as one having become infructuous. No costs. Consequently the connected miscellaneous petition is also dismissed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

KM

To

1.The Assistant Commissioner (CT),
Fast Track Assessment Circle-III,
Chennai-600 006.

2.The Deputy Commissioner (CT) (Appeals),
III Floor, Wavoo Complex,
191 N.S.C.Bose Road,
Chennai-600 001.

+1cc to Mr.N.Inbarajan, Advocate, S.R.No.76578

+1cc to the Spl Government Pleader, S.R.No.77402

W.P.No.781 of 2007
M.P.No.1 of 2007

NMI (CO)
GSP(10/12/2018)