

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.08.2018

CORAM

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

Writ Petition No.5465 of 2018

Park Dugar Township Owners' Welfare Association (Regd)
[PAN No.AAAAP2553L],
Rep. By its Secretary,
Park Dugar,
Mount Poonamallee road,
Ramavaram
Chennai:600 089

... Petitioner

-vs-

Income Tax Officer,
Non Corporate Ward 8(3),
Office of the Commissioner of Income Tax,
Room No. 503, V floor,
Annexe Building,
121, Mahatma Gandhi Salai,
Chennai: 600 034

.... Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus directing the respondent herein to rectify the error apparent of the face of record as prayed for in the petitioners application dated 13.02.2017.

For petitioner : M/s. Aparna Nandakumar

For Respondent : Mrs. Hema Muralikrishnan,
Standing Counsel

O R D E R

Heard Ms. Aparna Nandakumar, learned counsel for the petitioner and Mrs. Hema Muralikrishnan, learned Standing Counsel for the respondent.

2. The petitioner seeks for a direction upon the respondent to rectify the assessment order on the ground that there is an error apparent on the face of the order. During the pendency of the writ petition, the petition for rectification has been dismissed by the respondent by order dated 19.04.2018. As against the said order, the petitioner has filed a revision petition before the Commissioner of Income Tax under Section 264 of the Income Tax Act, 1961 on 23.05.2018.

3. In the light of the above, the writ petition is disposed of with liberty to the petitioner to pursue the matter before the Commissioner of Income Tax before whom the revision petition filed under Section 264 of the Act is pending. No costs.

Sd/-
Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

gpa

To

The Income Tax Officer,
Non Corporate Ward 8(3),
Office of the Commissioner of Income Tax,
Room No. 503, V floor,
Annexe Building,
121, Mahatma Gandhi Salai,
Chennai: 600 034

+1cc M/s. Aparna Nandakumar, Advocate sr.no.52739
+1cc to Mrs. Hema Muralikrishnan, Advocate sr.no.52790

Writ Petition No.5465 of 2018

nr 29/08/2018