

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.12.2018

CORAM

THE HONOURABLE Mr. JUSTICE S.M.SUBRAMANIAM

W.P.No.30389 of 2005
W.P.M.P.No.33264 of 2005

P.S.S. Somasundaram Chettiar

Petitioner

Vs

The Tax Recovery Officer,
Office of the Tax Recovery Office-V,
Income Tax Office,
II Floor, Room No. 215,
67-A, Race Course Road,
Chombatore - 18.

Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Declaration, declaring the initiation and proceeding with the recovery proceedings of income tax arrears and interest from the petitioner, for the assessment year 1969-70 as evidenced by the proceedings bearing Ref.No.T.R.No. 192/R-V/2005-06 dated 26.08.2005 as illegal and without jurisdiction and consequently forbearing the respondent from in any manner proceeding with or initiating recovery proceedings against the petitioner in respect of M/s. Sunderavilas Ginning Factory, Pollachi.

For Petitioner : Mr.Bharathachakravarthy
m/s. Sai Bharath

For Respondent : Mr.A.P.Srinivas
and
Mr.A.R.jayapratap

O R D E R

The learned counsel appearing for the petitioner made a submission that the writ petitioner was passed away.

In view of the fact that the writ petitioner died, the learned counsel is unable to proceed further in the matter and

accordingly the writ petition stands dismissed as abated. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

tar/kmm

To

The Tax Recovery Officer,
Office of the Tax Recovery Office-V,
Income Tax Office,
II Floor, Room No. 215,
67-A, Race Course Road,
Ciombatore - 18.

+lcc to Mr.A.P.Srinivas, Advocate sr.no.89730

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mg(co)
nr 25/01/2019