



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.01.2018

CORAM :

THE HONOURABLE MR. JUSTICE V. BHARATHIDASAN

Writ Petition (MD) No.37 of 2018
and
W.M.P (MD) No.31 of 2018

1.E.M.G.S.Indirani
2.E.M.G.S.Pothi Gopalakrishnan
3.E.M.G.S.Pothi Raja
4.E.M.G.S.Arun Pothi

... Petitioners

Vs.

Madurai Corporation,
through its Executive Authority,
the Commissioner,
Thallakulam, Madurai.

... Respondent

Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Certiorarified Mandamus, to call for the records relating to the impugned order of the respondent dated 20.08.2017 demanding Rs.29,802/- per half year for petitioners house bearing Assessment No.320764 and quash the same until an express assessment to the petitioners property is made in accordance with law and refund the excess tax collected from the petitioner.

For Petitioner : Mr.R.Janakiramulu

For Respondent : Mr.N.Shanmughaselvam

ORDER

The present writ petition has been filed challenging the provisional assessment notice issued by the respondent and therefore, the writ petition is misconceived at this stage. Therefore, the writ petition is dismissed. However, liberty is granted to the petitioner to raise objections to the provisional demand notice. On receipt of the same, the respondent shall consider the same and pass final assessment order, within a period of six weeks from the date of receipt of a copy of this order. It is made clear that the respondent shall not take any destraint



proceedings without issuing final assessment order. No costs.
Consequently, W.M.P(MD)No.31 of 2018 is closed.

WEB COPY

/True Copy/

Sd/-

Assistant Registrar (CS-I)

Sub Assistant Registrar

- + 1 CC TO Mr.R.JANAKIRAMULU, ADVOCATE IN SR No. 40452
- + 1 CC TO Mr.N.SHANMUGA SELVAM, ADVOCATE IN SR No. 40290

SMS

TE/SV-MMS/SAR-3 : 12/01/2018 : 2P/3C

Writ Petition (MD) No.37 of 2018 and
W.M.P (MD) No.31 of 2018
04.01.2018