

\$~52

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 7544/2018 & CM APPL. 28849/2018**

B.E. BILLIMORIA & CO. LTD. Petitioner

Through: Mr. Sumit K. Batra, Advocate.

versus

COMMISSIONER OF TRADE & TAXES & ORS. Respondents

Through: Mr. Satyakam, Addl. Standing
Counsel, GNCTD for respondents.

CORAM:

HON'BLE MR. JUSTICE S. RAVINDRA BHAT

HON'BLE MR. JUSTICE A. K. CHAWLA

ORDER

% **23.07.2018**

Issue notice.

Mr. Satyakam, Addl. Standing Counsel for GNCTD accepts notice.

The petitioner's claim is with respect to the refund of an amount of ₹3.55 Crores on account of excess payment made under the Delhi Value Added Tax Act, 2004 to which the counsel for the respondents contends that the petitioner's appeal was allowed and the matter was remitted to the Assessing Authority by order dated 28.12.2017 and as on date the proceedings are not yet concluded.

It appears that the petitioner was asked to appear before the Adjudicating Authority, who then adjourned the assessment proceedings. Learned counsel for the respondents submits that the Adjudicating Authority (VATO Ward-94) would complete the

proceedings; after giving necessary hearing to the petitioner, in accordance with law, within four weeks. It is so directed.

The writ petition is disposed of in the above terms along with the pending application.

A copy of the order be given *dasti* under the signatures of the Court Master.

S. RAVINDRA BHAT, J

A. K. CHAWLA, J

JULY 23, 2018

nn