

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.11.2019

CORAM :

THE HON'BLE DR.JUSTICE VINEET KOTHARI
AND
THE HON'BLE MR.JUSTICE C.SARAVANAN

W.P.No.29443 of 2002

The State of Tamil Nadu
Represented by
Deputy Commissioner (CT),
Chennai (East) Division,
Chennai-6. Petitioner

-vs-

1.Tvl.Geske Products (India)
No.119, General Patters Road
Chennnai-2

2. The Secretary,
The Tamil Nadu Sales Tax Appellate
Tribunal (Main Bench),
Chennai-104. Respondents

Prayer:Writ Petition filed under Article 226 of the
Constitution of India praying for issue of Writ of
Certiorari to call for the records of the Second respondent
relating to the order made in STA 1520 of 2000 dt.
19.11.2001 and quash the same as illegal.

For Petitioner : Ms.Dhanamadhiri
Government Advocate (T)

For Respondents : No appearance

ORDER

(Order of the Court was made by DR.VINEET KOTHARI,J.)

This Writ Petition has been filed by the Revenue
calling in question the correctness of the order passed by
the Tamil Nadu Sales Tax Appellate Tribunal (Main Bench)
Chennai-104 dated 19.11.2001, in T.A.No.149/2000.

2. When the matter is taken up for hearing, the learned Government Advocate appearing for the Department brought to our notice the Circular instruction issued by the Commissioner of Commercial Taxes, Chepauk, Chennai - 5 vide Circular No.1/2019, dated 05th August, 2019, wherein, it is stipulated that Writ Petition shall not be filed/pursued by the Department before the High Court in cases where the tax effect does not exceed Rs.5,00,000/- (Rupees Five Lakhs only). Therefore, the learned Government Advocate seeks permission of this Court to withdraw this Writ Petition. She has also made an endorsement to that effect.

3. In the instant case, the tax effect is said to be less than the monetary limit imposed and, therefore, the Writ Petition filed by the Revenue is dismissed, as withdrawn. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

To:

1. The Deputy Commissioner (CT),
Chennai (East) Division,
Chennai-6.
2. The Secretary,
The Tamil Nadu Sales Tax Appellate
Tribunal (Main Bench),
Chennai-104.

Copy to

The Sub Assistant Registrar,
Writ (AE),
High Court, Madras-104.

+1cc to the Special Government pleader Sr.94233

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mr[co]
srg 06/01/2020