

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.01.2019

CORAM :

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.39378 of 2006
and
MP.No.1 of 2006

M/s. Gaurav Exportrades (P) Ltd.,
160/26, III Floor, Srinivas Trade Centre,
DB Road, R.S.Puram,
Coimbatore. ... Petitioner

vs.

The Commercial Tax Officer,
Mettupalayam Assessment Circle,
Coimbatore. ... Respondent

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, for issuance of a writ of Mandamus, directing the respondent not to collect sales tax on the turnover relating to sales of exim scrips for the period prior to 28.04.2006 in the light of the judgment of a Constitution Bench of the Supreme Court in the case of Sunrise Associates reported in 145 STC 576.

For Petitioner : No appearance

For Respondent : Mr.M.Hariharan
Addl. Govt. Pleader

O R D E R

The writ petition was listed for hearing on 25.01.2018. None appeared for the writ petitioner. Thus, the case was directed to be listed on 28.01.2019 under the caption "For Dismissal".

2. When the matter is taken up for hearing today i.e., on 29.01.2019, there is no representation on behalf of the writ petitioner. Thus, it is to be construed that the writ petitioner is not interested in pursuing the matter.

3. Accordingly, the writ petition stands dismissed for non-prosecution. However, there shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

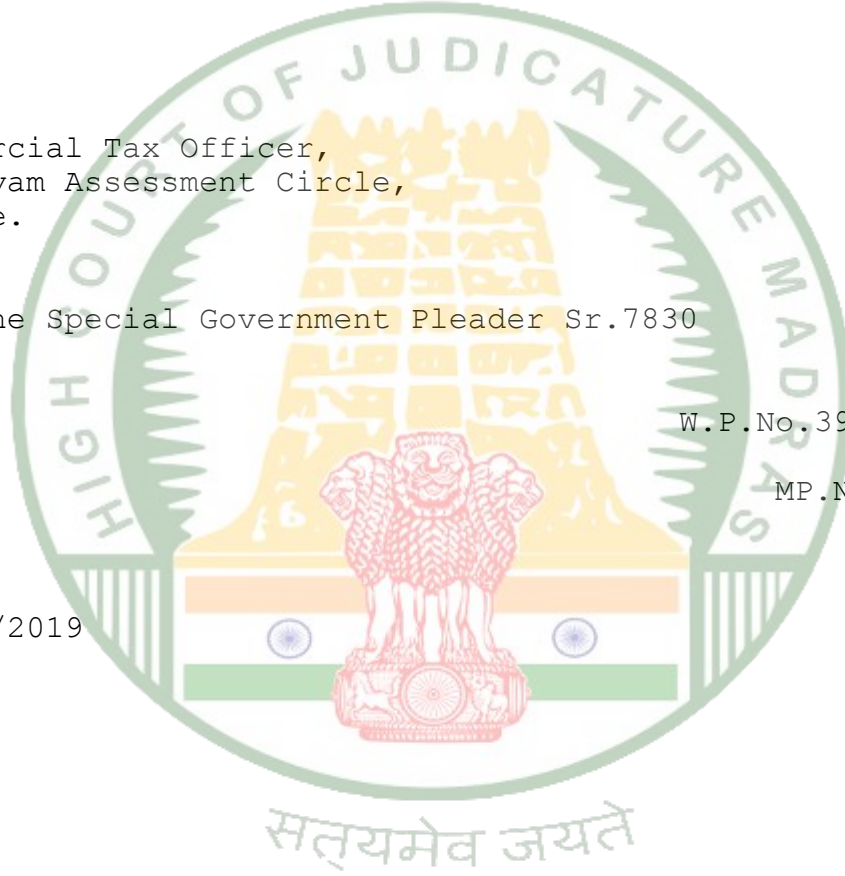
Pkn
To

The Commercial Tax Officer,
Mettupalayam Assessment Circle,
Coimbatore.

+1cc to the Special Government Pleader Sr.7830

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