

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.06.2019

CORAM:

THE HONOURABLE MR. JUSTICE M.S.RAMESH

W.P.No.20590 of 2016
and
W.M.P.No.17697 of 2016

M/s.Srivalli Shipping & Transport Pvt. Ltd.,
(formerly known as Srivalli Shipping &
Transport)
New No.49 (old No.25),
Thambu Chetty Street, I Floor,
Chennai - 600001.Petitioner

Vs

1. The Commissioner of Service Tax
(Appeals - 1),
Newry Towers, No.2054-I,
II Avenue, Annanagar,
Chennai - 600040.

2. The Additional Commissioner of
Central Excise,
Chennai I Commissionerate,
26/1, Mahatma Gandhi Road,
Nungambakkam, Chennai - 600034.

3. The Additional Commissioner of
Service Tax,
Service Tax I Commissionerate,
Newry Towers, No.2054-I,
II Avenue, Annanagar,
Chennai - 600040.

...Respondents

Prayer: Writ Petition filed under Article 226 of the
Constitution of India praying to issue a Writ of Certiorari, to
call for the entire records relating to Order-in-Appeal Nos.127
& 128 of 2016 dated 22.02.2016 passed by the first respondent
and quash the same.

For Petitioner : Mr.J.Shankarraman

For Respondents : Mr.A.P.Srinivas, SSC

ORDER

It is the submission of the learned counsel for the petitioner that the impugned Order-in-Appeal was a subject matter of the transfer petition filed by the Union of India before the Hon'ble Supreme Court and in a decision reported in 2018 (10) G.S.T.L.401 (S.C.) in the case of Union of India vs Intercontinental Consultants and Technocrats Pvt. Ltd., the transfer petitions came to be allowed and the present writ petition, which is pending before this Court was directed to be transferred to the Hon'ble Supreme Court. Consequently, the transfer writ petition was also disposed of, in terms of the Judgment rendered by the Supreme Court in Civil Appeal No. 2013 of 2014.

2. In view of the same, no effective orders can be passed in the present writ petition. Accordingly, the writ petition stands closed. No costs. Consequently, connected miscellaneous petition is closed.

sd/-
Assistant Registrar

// True Copy//

Sub Assistant Registrar

hvk
To

1. The Commissioner of Service Tax
(Appeals - 1),
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2. The Additional Commissioner of
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+1cc to Mr.A.P.Srinivas, Advocate, sr. no.48165

W.P.No.20590 of 2016
and

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PP(CO)
RMP(09/07/2019)