

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.06.2019

CORAM:

THE HONOURABLE MR. JUSTICE M.S.RAMESH

W.P.No.408 of 2012

and

M.P.No.1 of 2012

The Southern India Chamber of
Commerce and Industry,
Indian Chamber Building,
No.6, Esplanade Road,
Chennai - 600108.
Rep. by its President
Shri Jawahar Vadivelu

.... Petitioner

Vs

1. The Joint Commissioner of
Income-tax (OSD),
(Exemptions) - II, 124, M.G.Road,
Chennai - 600034.

2. The Director of Income tax
(Exemptions) - II,
124, M.G.Road, Chennai - 600034.

.... Respondents

Prayer: Writ Petition filed under Article 226 of the
Constitution of India praying to issue a Writ of Certiorari, to
call for the records of the 1st respondent and quash the
impugned order passed u/s.143(3) r.w.s147 of the Act in PAN
AAAAT2550R dated 20.12.2011 for the assessment year 2009-10.

For Petitioner : Mr.Subbaraya Aiyar

For Respondents : Mrs.Hema Muralikrishnan, SSC

ORDER

The order under challenge in the present writ petition is to
the recovery action initiated by the 1st respondent pursuant to
the order of assessment dated 20.12.2011.

2. It is now brought to the notice of this Court that as
against the assessment order dated 20.12.2011, the petitioner
had filed appeals before the Income Tax Appellate Tribunal, 'C'

Bench, Chennai in I.T.A.Nos.2733 & 2734/Mds/2014 and by an order dated 17.04.2015, the Appeals came to be allowed. As such, the consequent recovery order which is impugned in the present writ petition has become infructuous. Hence, no effective orders can be passed in the present writ petition.

3. Accordingly, the writ petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

sd/-
Assistant Registrar

// True Copy//

Sub Assistant Registrar

hvk
To

1. The Joint Commissioner of
Income-tax (OSD),
(Exemptions) - II,
124, M.G.Road,
Chennai - 600034.

2. The Director of Income tax
(Exemptions) - II,
124, M.G.Road,
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+1cc to Mr.Subbaraya Aiyar, Advocate, sr.no.46481

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

सत्यमेव जयते

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