

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.11.2019

CORAM

THE HON'BLE MR. JUSTICE K.RAVICHANDRABAABU

W.P.No.31388 of 2019
and
W.M.P.No.31555 of 2019

Maya Varadarajan
No.10/5, Royal Enclave
Beasant Avenue Road,
Adyar, Chennai-600 020.Petitioner

vs.

- 1.The Assistant Commissioner of Income Tax
Company Circle 4(1)
Chennai Main Building No.121
Mahatma Gandhi Road, Nungambakkam
Chennai-600 034.
- 2.The Deputy Commissioner of Income Tax
Company Circle 4(1)
No.121 Mahatma Gandhi Road, Nungambakkam
Chennai-600 034.
- 3.The Principal Commissioner of Income Tax-4
No.121 Mahatma Gandhi Road, Nungambakkam
Chennai-600 034.
- 4.Union of India,
Represented by Revenue Secretary
North Block, New Delhi - 110 001.Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorari, to quash the impugned Notice No.ITBA/AST/S/148/2018-19/1015525290(1) dated 29.03.2019 read with communication dated 16.09.2019 for assessment year 2012-2013 passed by the 1st respondent.

For Petitioner	:	Mr.Raghavan Ramabadran For Mr.A.Lawrence
For Respondents	:	Mr.Prabhu Mukunth Arunkumar Standing Counsel

O R D E R

This writ petition is filed challenging the notice issued under Section 148 of the Income tax Act, 1961 dated 29.03.2019.

2. The learned counsel appearing for the petitioner seeks permission of this Court to withdraw this writ petition with liberty to file objections against the reasons furnished for reopening the assessment and thereafter, to agitate the matter in the manner known to law, based on the order to be passed by the Assessing Officer on the objections of the petitioner against the reopening. He has also made an endorsement to that effect.

3. Granting such liberty, this Writ Petition is dismissed as withdrawn. It is made clear that granting liberty to the petitioner to approach this Court after an order is passed, in case, against the petitioner, does not mean that this Court has considered the merits raised in this writ petition as against the reopening, as of now, and expressed any view. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

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To

1. The Assistant Commissioner of Income Tax
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Chennai-600 034.

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4. The Revenue Secretary
Union of India,
North Block, New Delhi - 110 001.

+1cc to Mr.Hema Muralikrishnan, Advocate SR.No. 96096

W.P.No.31388 of 2019

A.SK(20/12/2019)

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