

HIGH COURT FOR THE STATE OF TELANGANA

THE HON'BLE THE ACTING CHIEF JUSTICE RAGHVENDRA SINGH CHAUHAN
AND
THE HON'BLE SRI JUSTICE A.RAJASHEKER REDDY

Writ Appeal No.353 of 2019

Date: 30.04.2019

Between:

Smt. K. Praneetha

...Petitioner

And

The State of Telangana,
Rep. by its Principal Secretary, Municipal Administration &
Urban Development Department,
Secretariat, Hyderabad,
and another.

...Respondents

Counsel for the appellant: Mr. K. Rajanna
appearing for Mr. P. Vinayaka Swamy

Counsel for the respondents: GP for Municipal Administration &
Urban Development

Ms. R. Durga Latha Sri
appearing for Mr. L. Venkateshwara Rao (SC for GHMC)

The Court made the following:

JUDGMENT: (Per the Hon'ble the Acting Chief Justice Raghvendra Singh Chauhan)

The appellant has challenged the interim order passed by a learned Single Judge in I.A.No.1 of 2019 in W.P.No.6758 of 2019 dated 29.03.2019, whereby the learned Single Judge has stayed the collection of interest portion from the impugned demand, but has directed the appellant to pay the balance amount of tax in two installments; the first installment to commence from 15.04.2019, and the second installment from one month thereafter.

The learned counsel for the appellant submits that, even according to the first assessment order, the demand was for Rs.16,96,599/-. However, certainly, it was raised to Rs.18,00,000/-. Therefore, the learned counsel for the appellant submits that only 50% of Rs.16,96,599/- should have been ordered to be deposited by the appellant in favour of the respondents. On the other hand, the learned counsel for the respondents submits that, it is 50% of Rs.18,00,000/-, which needs to be deposited by the appellant.

Since the assessment order itself is under challenge, the appellant is directed to deposit the 50% of Rs.18,00,000/- with the respondents, within a period of two months from today. In case the said amount is not deposited within the period of two months, the respondents shall be free to take the course of action against the appellant.

With these directions, the Writ Appeal stands disposed of.

The miscellaneous petitions pending in this appeal, if any,
shall stand closed. There shall be no order as to costs.

RAGHVENDRA SINGH CHAUHAN, ACJ

A.RAJASHEKER REDDY, J

30.04.2019
vs

