

HON'BLE SRI JUSTICE A.RAJASHEKER REDDY

WP.No.10596 of 2019

ORDER:

This writ petition is filed with the following prayer:

“....to issue a writ order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents herein in refusing to register the vehicle of the petitioner BMW 320D Luxury line vide TS 09 CCFTR 6055 on 25.05.2019 for the permanent registration number and insisting the petitioner to pay additional life tax of 14% i.e. Rs.1,62,437/- on ex-show price i.e.45,30,000/- even after paying the life tax of Rs.4,74,905/- on the invoice price i.e. 33,69,736-00 as arbitrary and illegal and colorable exercise of power and consequently direct the respondents herein to register the petitioners vehicle bearing temporary registration number TS09 CFTR 6055 and to issue permanent registration number and to pass such other order or orders may deem fit and proper in the circumstances of the case.”

Learned counsel for the petitioner submits that the *lis* in the writ petition is covered by order passed in WP.No.5286 of 2018, dated 02-05-2018 as confirmed by Division Bench in WA.No.805 of 2018 and Batch, dated 29-01-2019 and followed in batch of writ petitions in WP.No.1803 of 2018 and Batch. The same is not disputed by learned Assistant Government Pleader for Transport.

Since those writ petitions filed after amounts were paid, this Court directed for refund of the amounts. In this case, the case of the petitioner is that the respondents are insisting to pay life tax on the ex-showroom price instead of invoice price. Learned counsel for the petitioner says that already life tax is paid on invoice price and receipt is filed at page No.11 of the material papers.

In view of the same, the writ petition is allowed directing the respondents to register the vehicle of the petitioner without insisting for payment of life tax on the ex-show price, as it is stated that petitioner already paid tax on invoice price. As a sequel to the disposal of this case, miscellaneous applications, if any, pending shall stand closed.

A.RAJASHEKER REDDY,J

29-05-2019

Note:
Issue CC in two days.
B/o.
Nvl



