

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13502 of 2018

M/s Tafe Motors and Tractors Limited having one of its place of business at Vivekanand Park, Patliputra Colony, Police Station - Patliputra, District - Patna through its authorized signatory Kishor Kumar Mishra, Son of Sri Upendra Mishra, Resident of Ward No. 3, Ramauli, Police Station Sadar, District - Darbhanga.

... .. Petitioner/s

Versus

1. The State Of Bihar and Ors
2. The Joint Commissioner of Commercial Taxes Appeals, Central Division, Patna.
3. The Deputy Commissioner of Commercial Taxes, Patliputra Circle, Patna.
4. The Assistant Commissioner of Commercial Taxes, Patliputra Circle, Patna.

... .. Respondent/s

with

Civil Writ Jurisdiction Case No. 13504 of 2018

M/s Tafe Motors and Tractors Limited Son of Sri Upendra Mishra Resident of Ward No. 3, Ramauli, Police Station Sadar, District - Darbhanga.

... .. Petitioner/s

Versus

1. The State Of Bihar and Ors
2. The Joint Commissioner of Commercial Taxes Appeals, Central Division, Patna.
3. The Deputy Commissioner of Commercial Taxes, Patliputra Circle, Patna.
4. The Assistant Commissioner of Commercial Taxes, Patliputra Circle, Patna.

... .. Respondent/s

Appearance :

(In Civil Writ Jurisdiction Case No. 13502 of 2018)

For the Petitioner/s : Mr.Ajit Kumar

For the Respondent/s : Mr.Lalit Kishore - Ag

(In Civil Writ Jurisdiction Case No. 13504 of 2018)

For the Petitioner/s : Mr.Ajit Kumar

For the Respondent/s : Mr.Vikash Kumar- Sc11

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH

ORAL ORDER



(Per: HONOURABLE THE CHIEF JUSTICE)

4 05-02-2020 Heard learned counsel for the petitioner and learned
counsel for the respondents.

Petitioner has prayed for following reliefs:-

- a) For quashing of the order dated 08.03.2018, passed by Joint Commissioner of Commercial Taxes (Appeal) Central Division, Patna whereby the petitioner's claim for the refund of the aforementioned amount was directed to be stayed in a very cryptic manner and without any basis.
- b) For a direction upon the respondents to refund the amount of Rs.15,18,703.00/29,39,735.00 for the year 2013-14/2015-16 in view of the order dated 13.02.2018 passed by the Deputy Commissioner of Commercial Taxes whereby the claim for the refund of an amount of Rs.15,18,703.00/29,39,735.00 was admitted; and/or for any other relief(s) for which the petitioner may be found entitled to in the facts and circumstances of the



present case.

Learned counsel for the petitioners seek permission to withdraw the present petition reserving liberty to approach the authorities concerned afresh for redressal of his grievances.

The writ petition is accordingly dismissed as withdrawn with the liberty aforesaid.

(Sanjay Karol, CJ)

(Mohit Kumar Shah, J)

B.Kr./-

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