

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.03.2020

CORAM :

THE HON'BLE MR.A.P.SAHI, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE SUBRAMONIUM PRASAD

W.P.No.15612 of 2011

M/s.LLM Appliances Limited,
rep. by its Managing Director V.M.Balasubramaniam,
No.143, Pudupakkam Village,
Vandalur-Kelambakkam Road,
Kelambakkam,
Chennai - 603 103. ... Petitioner

-vs-

- 1.The Union of India,
rep by the Secretary to Government,
Ministry of Finance,
Department of Revenue,
New Delhi.
- 2.The Commissioner of Central Excise,
Office of the Commissioner of Central Excise,
Chennai-III-Commissionerate,
26/1, Mahatma Gandhi Road,
Nungambakkam,
Chennai - 600 034. ... Respondents

Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Declaration, declaring Section 65 (105) (zzt) read with Section 65 (76a) and Section 65 (24) of the Finance Act, 1994 as ultra vires Entry 54 of List II of the Seventh Schedule and Article 14, 19(1)(g) and 245 of the Constitution of India.

For Petitioner : Ms.P.Jayalakshmi
for M/s.K.Magesh

For Respondents : Mr.A.P.Srinivas
SSC

ORDER

(Order of the Court was made by The Hon'ble Chief Justice)

Learned counsel for the petitioner, on instructions, submits that she may be permitted to withdraw the writ petition. It is, accordingly, dismissed as withdrawn. No costs. Consequently, M.P.No.1 of 2011 is closed.

Sd/-
Assistant Registrar (CS-III)

//True copy//

Sub Assistant Registrar

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To:

- 1.The Secretary to Government,
Union of India,
Ministry of Finance,
Department of Revenue,
New Delhi.
- 2.The Commissioner of Central Excise,
Office of the Commissioner of Central Excise,
Chennai-III-Commissionerate,
26/1, Mahatma Gandhi Road,
Nungambakkam,
Chennai - 600 034.

+2cc to Mr.K.Magesh, Advocate SR.No.19674

+1cc to Mr.A.P.Srinivas, Advocate SR.No.19938

W.P.No.15612 of 2011

GMV (10/06/2020)