**IN THE HIGH COURT OF PUNJAB AND HARYANA**
**AT CHANDIGARH**

**<u>Sr. No.215</u>** **CM-15431-CII-2019 in/and**
**VATAP No.278 of 2019 (O&M)**
**Date of Decision : 12.2.2020**

Excise and Taxation Commissioner ...... Appellant

Versus

M/s Competent Construction Co. and another ...... Respondents

**CORAM : HON'BLE MR. JUSTICE AJAY TEWARI**
**HON'BLE MR. JUSTICE AVNEESH JHINGAN**

***

Present : Ms.Tanisha Peshawaria, Addl.A.G, Haryana.

Mr.Rajiv Agnihotri, Advocate
for the respondents.

***

**<u>AJAY TEWARI, J. (ORAL)</u>**

**CM-15431-CII-2019**

This is an application for condonation of delay of 317 days in filing the appeal.

For the reasons recorded in the application, the same is allowed and delay of 317 days in filing the appeal is condoned.

**VATAP No.278 of 2019**

1. This appeal has been filed under Section 36(1) of the Haryana Value Added Tax Act, 2003 against the order dated 9.7.2018 passed in STA No.33 of 2015-16.

2. Learned counsel for the respondents states that the facts of the present case are covered by VATAP-12-2019 and may be dismissed in the same terms.

3. Learned State counsel is not in a position to deny this fact.

4. Consequently, the appeal stands dismissed in the terms of ***VATAP-12-2019*** titled as ***M/s Singh Constrcution Co. Kaithal Versus State of Haryana and others***, decided on 4.2.2020.

5. Since the main case has been dismissed, the pending C.M. Application, if any, also stands disposed of.

**( AJAY TEWARI )**
**JUDGE**

**( AVNEESH JHINGAN )**
**JUDGE**

**February 12, 2020**
*anuradha*

Whether speaking/reasoned Yes/No
Whether Reportable : Yes/No