

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

112

Civil Writ Petition No.19275 of 2020
Date of Decision: November 12th, 2020

M/s Sawhney Electricals

...Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Limited and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE ASHOK KUMAR VERMA**

Present: Mr. Malkiat Singh, Advocate
for the petitioner.

(PROCEEDINGS THROUGH V.C.)

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court with a grievance that a mandamus be issued to respondents No.1 to 7 to issue VAT D-1, Form-C and other declaration under the Haryana Value Added Tax Act, 2003/Central Sales Tax Act, 1956 for the assessment year 2011-12, which the petitioner has applied several times but the same has not been issued till date. It is asserted that the petitioner has been assessed for liability under both the acts amounting to ₹6,96,268/- by the State. For no fault on the part of the petitioner, petitioner is being put to peril at the hands of respondents No.1 to 7. Pressure is being mounted upon by the taxation authorities i.e. respondents No.8 to 10 for deposit of the amount unnecessarily as the relevant documents are not being supplied by respondents No.1 to 7. Two of the representations, which have been submitted by the petitioner to the Executive Engineer, Operation Division, DHBVN, Tohana, dated 06.04.2019 and 06.11.2019 are attached as Annexure P-2 colly. but till date no decision has been taken.

Notice of motion.

On the asking of the Court, Ms. Shubhra Singh, Additional Advocate General, Haryana, accepts notice on behalf of the respondents.

In the light of the fact that the representations dated 06.04.2019 and 06.11.2019 (Annexure P-2 colly.) submitted by the petitioner are pending consideration as per the assertions of the petitioner, a direction is issued to the competent authority to consider the same and pass a speaking order within a period of four weeks.

In case the representation is accepted, the necessary form/documents be supplied to the petitioner within a further period of one week.

The writ petition stands disposed of accordingly.

(AUGUSTINE GEORGE MASIH)
JUDGE

November 12th, 2020
Puneet

(ASHOK KUMAR VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No