



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.11.2021

CORAM:

THE HONOURABLE MR.JUSTICE M.SUNDAR

W.P. [MD]No.13284 of 2015

and

M.P. [MD]No.1 of 2015

WEB COPY

Divine Gold Works,
Represented by its Managing Partner,
Roy O.K.
S.M.Arcade,
Marthandam,
Kanyakumari District.

... Petitioner

Vs.

The Assistant Commissioner of Commercial Taxes,
Kuzhithurai,
Kanyakumari District.

... Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Certiorarified Mandamus, to call for the records on the file of the respondent in TIN 33856184635/2013-14, dated 10.06.2015 and to quash the same as illegal, arbitrary and in violation of the principles of natural justice, and to direct the respondent to consider representation of the petitioners dated 16.05.2015 and pass orders and enable the petitioner to generate on-line and download the Form-F declaration, for the inter-state stock transfer effected from the head office at Trissur in Kerala State to the petitioner for the Month of February 2014.

For Petitioner : Mr.M.Azeem
For Respondent : Mr.M.Lingadurai
Special Government Pleader

O R D E R

Mr.M.Azeem, learned Counsel on record for the lone writ petitioner who is before me submits that he has instructions from the writ petitioner to withdraw the captioned writ petition as the matter has become infructuous. Learned Counsel on record for writ petitioner has filed a memo to this effect. To be noted, this memo does not bear a date but it has been filed in the Registry on 22.11.2021. The memo is as follows:



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W.P. [MD] No. 13284 of 2015

IN THE HIGH COURT OF JUDICATURE AT MADRAS
MADURAI BENCH
(Special Original Jurisdiction)
(Under Article 226 of the Constitution of India)

WP (MD) No. 13284 of 2015

Divine Gold Works
Represented by its Managing Partner
Roy O.K.
S.M.Arcade, Marthandam
Kanyakumari District.

... Petitioners

Versus

The Assistant Commissioner of Commercial Taxes,
Kuzhithurai
Kanyakumari District.

... Respondent

MEMO FOR WITHDRAWAL OF WRIT PETITION.

The Writ Petition was filed to quash the order of the respondent dated 10-06-2015 refusing to rectify the assessment order for 2013-14 and permit the one-line generation of Form-F declaration for stock transfer.

The relief claimed has become infructuous. Therefore the petitioners are withdrawing the Writ Petition.


For DIVINE GOLD WORKS
Petitioner Managing Partner


Counsel for Petitioner.



2.Learned Counsel on record for writ petitioner reiterates the contents of the aforementioned memo in the hearing.

3.In the light of the memo and reiteration of the same, captioned writ petition is dismissed as withdrawn. There will be no order as to costs.

Sd/-

Assistant Registrar (CRIMINAL)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

MR

NOTE: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

The Assistant Commissioner of Commercial Taxes,
Kuzhithurai,
Kanyakumari District.

+1 CC to M/s.SPL GP (SR-35848[F] dated 25/11/2021)