

M/s OPS Udyog, GT Road, Batala

..... Petitioner

versus

Union of India & ors.

..... Respondents

**CORAM : HON'BLE MR.JUSTICE AJAY TEWARI
HON'BLE MR.JUSTICE VIKAS BAHL**

Present : Mr. J.S.Bedi, Advocate
for the petitioner.

AJAY TEWARI, J. (Oral)

1 By this petition the petitioner has challenged the action of the respondents what it terms to be illegal extortion of Rs.18,25,000/- whereas as per the orders it was a voluntary deposit made by the petitioner at the time of search.

2 Notice of motion.

3 Mr. Alankrit Bhardwaj, Jr. Standing Counsel has entered appearance on behalf of respondents No.1 & 2-UOI-CBEC and Mr. Sourabh Goel, Sr. Standing Counsel has entered appearance on behalf of the respondents-CGST- CBIC.

4 After hearing the learned counsel it has been agreed that the application (Annexure P-11) which was being filed by the petitioner would be treated as an application for refund and the competent authority shall decide the same in accordance with law by passing a speaking order thereon within a period of one month from the date of receipt of certified copy of this order.

5 As regards, the prayer that respondent No.5-State Tax Officer has blocked the ITC of the petitioner the petitioner may seek independent remedy also.

6 Petition stands disposed of with the above terms.

7 Since the main case has been decided, the pending Civil Misc. Application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

(VIKAS BAHL)
JUDGE

09.08.2021

pooja sharma-I

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No