



W.P.Nos.11286 of 2019 etc. batch

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 30.06.2022

CORAM

THE HONOURABLE **DR. JUSTICE ANITA SUMANTH**

W.P.Nos.11286,11290, 11287 & 11291 of 2019

1.Shri.Ghisulal Kothari	...Petitioner in all W.Ps.
2.Shri.Kewalchand Kothari	...Petitioner in W.P.No.11291 of 2019

Vs.

1.The Principal Commissioner of Income Tax,
Central -1,
No.46, Nungambakkam High Road,
Chennai – 600 034.

2.The Assistant Commissioner of Income Tax,
Central Circle -1(1),
No.46, Nungambakkam High Road,
Chennai – 600 034.

3.The Tax Recovery Officer,
Central -1, Room No.321, III Floor,
No.46, Nungambakkam High Road,
Chennai – 600 034.

...Respondents in all W.Ps.

Common Prayer:Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the 1st respondent to lift the attachment orders issued by the 3rd respondent, namely, attachment of bank account of the petitioner Account No.465002010001775 at Union Bank of India, Washermanpet Branch; attachment of residential property of the petitioner situated at No.10/13, Syivan Lodge Colony 1st Cross Street, Kilpauk Chennai – 600 010; attachment of factory property at Gummidipoondi and to withdraw the



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communications issued under Rule 48 in Schedule II of Income Tax Act, issued to the companies, for the recovery of the tax dues from the petitioner, since the petitioner had completely paid the tax dues of Rs.4,84,44,098-00 and excess paid of Rs.19,00,000-00 as per the communication of the 3rd respondent dated 21.03.2018.

In all W.Ps.

For Petitioner : Mr.Mudimannan

For Respondents : Mr.A.P.Srinivas
Senior Standing Counsel
: Mr.ANR.Jaya Prathap
Junior Standing Counsel

COMMON ORDER

As a consequence of the order passed in W.P.Nos.11477 & 11481 of 2019, the prayer in these writ petitions, which is for lifting of bank attachments, is also liable to be rejected and I do so.

2. The petitioners are granted liberty to approach the authorities and seek relief in this regard, as and when the demands are settled to the satisfaction of the authorities.

3. Dismissed with no order as to costs.

30.06.2022

nst

Index : Yes / No

Speaking Order / Non Speaking Order



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WEB COPY

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Dr.ANITA SUMANTH,J.

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