



WEB COPY

CMP(MD)



22

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
( Civil Appellate Jurisdiction )

Monday, the Eighth day of August Two Thousand and Twenty Two  
PRESENT

**The Hon`ble Mr.Justice S.S.SUNDAR**  
**and**

**The Hon`ble Mrs.Justice S.SRIMATHY**

CMP(MD) No.6941 of 2022

IN

WA(MD) No.833 of 2022

RATHNACHALAMCHETTIARNATARAJAN

... PETITIONER/APPELLANT

**Vs**

1 THE ASSISTANT COMMISSIONER OF INCOME TAX,  
NON-CORPORATE CIRCLE-2,  
CENTRAL REVENUE BUILDING,  
NO.2, V P RATHINASAMY NADAR ROAD,  
VISWANATHAPURAM, MAUDRAI 625 002.

2 THE INCOME TAX OFFICER,  
NATIONAL FACELESS ASSESSMENT CENTRE,  
INCOME TAX DEPARTMENT, MINISTRY OF FINANCE,  
ROOM NO.401, 2ND FLOOR, E-RAMP,  
JAWAHARLAL NEHRU STADIUM, DELHI 110 003.

3 THE PRINCIPAL COMMISSIONER OF INCOME TAX,  
CENTRAL REVENUE BUILDING,  
2, V P RATHINASAMY NADAR RD,  
VISWANATHAPURAM,  
MADURAI 625 002.

... RESPONDENTS/RESPONDENTS

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to grant an interim stay of operation of the order in W.P. (MD).No.13269 of 2022 dated 27.06.2022 pending disposal of the above Writ Appeal.

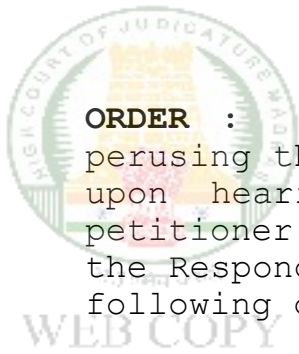
**Prayer in WA(MD).833 of 2022 :**

To set aside the order in WP(MD) No.13269 of 2022 dated 27.06.2022 on the file of this Hon'ble Court and allow this Writ Appeal.

**Prayer in WP(MD). 13269/ 2022 :**

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court, to issue of Writ of Certiorari calling for the records in DIN.ITBA/AST/S/147/2021-22/1041121996(1) dated 21.03.2022 on the file of the 2nd Respondent relating to the A.Y 2013-14 and quash the same.

<https://www.mhc.tn.gov.in/judis>



**ORDER :** This petition coming up for orders on this day, on perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.G.BASKAR, Advocate for the petitioner and of MR.N.DILIP KUMAR, Standing Counsel on behalf of the Respondents, while admitting the Writ Appeal, the court made the following order:-

The appellant is the writ petitioner and the writ petition was dismissed with liberty to the petitioner to approach the authorities by filing an appeal. Therefore, there is no question of staying the operation of the order. Hence, this petition is dismissed and it is open to the petitioner to file appropriate application for staying the order of assessment.

sd/-

08/08/2022

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/08/2022

Sub-Assistant Registrar (C.S.)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

TO

- 1 THE ASSISTANT COMMISSIONER OF INCOME TAX,  
NON-CORPORATE CIRCLE-2,  
CENTRAL REVENUE BUILDING,  
NO.2, V P RATHINASAMY NADAR ROAD,  
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VISWANATHAPURAM,  
MADURAI 625 002.

+1 CC to M/S.G.BASKAR, Advocate, SR.No.8409[I] dated 11.08.2022

ORDER

IN

CMP(MD) No.6941 of 2022

IN WA(MD) No.833 of 2022

Date :08/08/2022

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<https://www.mca.gov.in/> (11.08.2022) 2P-5C