

CRM-M-44364-2022

DECIDED ON: 29th SEPTEMBER, 2022

M/S NIAGARA METALS INDIA (LTD)

.....PETITIONER

VERSUS

ASSISTANT COMMISSIONER, CENTRAL GOODS AND
SERVICES TAX DIVISION LUDHIANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Sangram S. Saron, Advocate with
Ms. Shubreet Kaur, Advocate
for the petitioner.

Mr. Sunish Bindlish, Sr. Standing Counsel with
Mr. Prashant Rana, Advocate
for the respondent.

SANDEEP MOUDGIL, J (ORAL)

Learned counsel for the petitioner has referred to the order dated 08.06.2018 (Annexure P-7) passed by learned Chief Judicial Magistrate, Ludhiana, which is according him absolutely non-speaking and without assigning any reasons.

There is no dispute that the order under challenge is non-speaking and no reasons have been put forth for summoning the petitioner.

Parties are *ad-idem* that the matter should be remanded back for passing a fresh order by assigning reasons, in accordance with law.

In view of above, the impugned order dated 08.06.2018 (Annexure P-7) is set aside and learned Chief Judicial Magistrate, Ludhiana is directed to pass a fresh speaking order giving reasons in accordance with law.

Accordingly, the present petition is disposed of in the afore-said terms.

(SANDEEP MOUDGIL)
JUDGE

29th SEPTEMBER, 2022
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<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>