



W.P(MD)No.2163 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.02.2024

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P(MD)No.2163 of 2024 and
WMP(MD) No.2160 of 2024

K.S.M. Educational Trust,
Rep by its Managing Trustee,
M.Subramaniam,
No.34A, Piratiyur West,
Trichy – 620 009.

... Petitioner

Vs

- 1.The Commissioner,
Trichy Corporation,
Trichy.
- 2.The Assistant Commissioner,
O/o.Ward Committee 5,
Trichy Corporation,
Trichy.
- 3.The Revenue Inspector,
O/o.Ward Committee 5,
Trichy Corporation,
Trichy.

Respondents



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PRAYER:- Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, calling for the records pertaining to the impugned order passed by the 2nd respondent dated 20.12.2023 and quash.

For Petitioner : Mrs.J.Anandhavalli
For Respondents : Mr.R.Baskaran

ORDER

As against the notice issued by the respondent Corporation, dated 20.12.2023, this writ petition is filed by the petitioner Educational Trust.

2.The case of the petitioner is that the petitioner is an Educational Institute established in the year 1994 and it is a charitable Trust. The petitioner trust is owning a building in Door No.34A, Piratiyur West and the same was assessed with property tax from the year 2018 by the respondent Corporation. The petitioner was issued with assessment notices from the years 2017-2018, 2019-2020, 2020-2021, 2021-2022. The petitioner has remitted a



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sum of Rs.7,50,000/- to the respondent on 03.01.2024 and a sum of Rs.5,00,000/- was also paid by the petitioner towards dues. However, the respondent has issued another notice, dated 20.12.2023 for attachment of movable properties of the petitioner Trust. Challenging the same, the petitioner is before this Court with this writ petition.

3. When this writ petition is taken up for hearing today, the learned counsel for the petitioner seeks some indulgence that the petitioner is an Educational Institution and is having some financial crises and therefore requests some time to make the payment to the second respondent. The learned counsel has pointed out that a sum of Rs.5,00,000/- has already been paid to the respondent Corporation on 04.01.2024. She also agreed to pay a sum of Rs.8,60,000/- for the month of February 2024 and the balance amount in six equal monthly instalments, commencing from March 2024.



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4.Considering the above submissions made by the learned counsel for the petitioner and considering that the petitioner is an Educational Institution and has come forward to settle the amount, this writ petition is disposed of with a direction to the petitioner to remit the amount to an extent of 20% of the demanded amount within a period of three weeks from the date of receipt of a copy of this order and the balance amount shall be paid on equated monthly instalments commencing from March 2024 on 10th of every month. No costs. Consequently, connected Miscellaneous petition is closed.

05.02.2024

NCC:Yes/No
Index:Yes/No
Internet:Yes
vrn



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B.PUGALENDHI, J.

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Order made in
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