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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

\+ W.P.(C) 16236/2023 & CM APPL. 65314/2023

SWATI KAPOOR ..... Petitioner

Through: Mr. Joydeep Sarma, Advocate.

versus

UNION OF INDIA ..... Respondent

Through: Mr. Hemant Kumar Yadav, SPC with Mr. Abhishek Khanna, GP.
Mr. Gaurav Gupta, Sr. Standing Counsel with Mr. Shivendra Singh, Jr. Standing Counsel and Mr. Puneett Singhal, Jr. Standing Counsel alongwith Ms. Mahima Garg, Advocate for Income Tax Department.

CORAM:
HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

<u>O R D E R</u>

% **04.03.2024**

1. The Petitioner has approached this Court with the following prayers:

> *"a) Grant a writ of mandamus or such other writ, order, direction directing the Respondent to take appropriate steps to make Pan No. AZEPK9941P active in order to enable the Petitioner to comply with her tax obligations;*
>
> *(b)pass such further orders and/or directions as this Hon'ble Court may deem fit, appropriate and proper in the facts and circumstances of the present case."*

2. It is the case of the Petitioner that Respondent No.1 intimated the Petitioner that she has been allotted two PAN numbers i.e., AALPK6956E and AJEPK9941P and she should use the PAN number AJEPK9941P. It is stated that, thereafter, the Petitioner was informed that the said PAN No. AJEPK9941P has also become inactive, thereby making the Petitioner unable to fulfil her tax compliances. This Court on 18.12.2023 had directed the learned Counsel for the Respondents to get instructions. The matter was adjourned on three dates for instructions and on 26.02.2024, learned Counsel for the Respondents took sought two days' time to seek instructions.

3. Today, learned Counsel for the Respondents has handed over a document which indicates that the PAN number AJEPK9941P is now active. Though, the learned Counsel appearing for the Petitioner objects to the statement made by the learned Counsel for the Respondents, this Court has no reason to disbelieve the statement made by the learned Counsel for the Respondents.

4. In view of the above, the writ petition is disposed of on the statement made by the learned Counsel for the Respondents. Pending applications, if any, also stand disposed of.

5. It is always open for the Petitioner to take appropriate steps in accordance with law in case the statement made by the learned Counsel for the Respondents is found to be not correct.

SUBRAMONIUM PRASAD, J

MARCH 4, 2024

S. Zakir