



WEB COPY



W.P.No.48834 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.12.2025

CORAM :

THE HONOURABLE MR.JUSTICE C.SARAVANAN

W.P.No.48834 of 2025

and

W.M.P.Nos.54525 and 54527 of 2025

M/s.SR Jungle Resorts Private Limited,
Represented by its Director

... Petitioner

Vs.

The Assistant Commissioner (ST),
Office of the Assistant Commissioner,
Vadavalli Assessment Circle,
Coimbatore – 641 018.

... Respondent

Prayer: Writ Petition filed under Article 226 of the Constitution of India, for issuance of a Writ of Certiorari, to call for the entire records connected with the Impugned Order of the Respondent and his proceedings in Ref.No.ZD330425134513Q in GSTIN/33ABGCS1177C1ZN dated 17.04.2025 and quash the same.

For Petitioner : Ms.M.Muthu Yazhini

For Respondent : Mrs.P.Selvi
Government Advocate

ORDER

Mrs.P.Selvi, learned Government Advocate takes notice for the Respondent.



W.P.No.48834 of 2025

2. This Writ Petition is being disposed of at the stage of admission itself with the consent of the learned counsel for the Petitioner and the learned Government Advocate for the Respondent.

3. In this Writ Petition, the Petitioner has challenged the impugned Order bearing Reference No. GSTIN: 33ABGCS1177C1ZN dated 17.04.2025 along with consequential summary of the Order in Form GST DRC-07 dated 17.04.2025 of the Respondent, which were preceded by a Show Cause Notice in GST DRC-01 dated 17.12.2024 wherein the Petitioner was called upon to appear for personal hearing. However, the Petitioner had not taken advantage of the same and thus, suffered the impugned Order dated 17.04.2025.

4. It is noticed that the limitation for filing an appeal under Section 107 of the respective GST enactments, 2017 against the impugned Order has already expired. The present Writ Petition has been filed only on 11.12.2025.

5. Under similar circumstances, Orders have been quashed and cases have been remitted back to pass a fresh order on terms subject to such Assessee depositing 25% to 100% of the disputed tax depending upon the



W.P.No.48834 of 2025

length of delay in approaching the Court. I do not find any reason to take a different view in this case.

6. Therefore, to balance the interest of both parties viz., the Assessee and the Revenue, the case is remitted back to the Respondent to pass a fresh order subject to the Petitioner depositing 25% of the disputed tax in cash from the Petitioner's Electronic Cash Register within a period of thirty (30) days from the date of receipt of a copy of this order.

7. Within such time, the Petitioner shall also file a reply to the Show Cause Notice in GST DRC-01 dated 17.12.2024 together with requisite documents to substantiate the case by treating the impugned Order dated 17.04.2025 as an addendum to the Show Cause Notice dated 17.12.2024.

8. In case the Petitioner complies with the above stipulations, the Respondent shall proceed to pass a final order on merits and in accordance with law as expeditiously as possible, preferably, within a period of three (3) months of such reply / pre-deposit. Subject to the Petitioner complying with the above stipulations, the attachment of the bank account of the Petitioner shall also stand automatically vacated.



W.P.No.48834 of 2025

9. It is made clear that bank attachment shall be lifted subject to the deposit of 25% of the disputed tax as ordered above and the Petitioner is not in arrears of any other amount barring the amount demanded under the impugned Order.

10. In case the Petitioner fails to comply with any of the stipulations, the Respondent is at liberty to proceed against the Petitioner to recover the tax in accordance with law as if this Writ Petition was dismissed *in limine* today.

11. Needless to state, before passing any such order, the Respondent shall give due notice to the Petitioner.

12. This Writ Petition stands disposed of with the above observations. No costs. Connected Writ Miscellaneous Petitions are closed.

12.12.2025

arb



W.P.No.48834 of 2025

To:
WEB COPY

The Assistant Commissioner (ST),
Office of the Assistant Commissioner,
Vadavalli Assessment Circle,
Coimbatore – 641 018.



WEB COPY



W.P.No.48834 of 2025

C.SARAVANAN, J.

arb

W.P.No.48834 of 2025

and

W.M.P.Nos.54525 and 54527 of 2025

12.12.2025