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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 16160/2024**

POONAWALA FINCORP LIMITEDPetitioner

Through: Mr. Sandeep Gupta and Mr. Manish
Pushkarna, Advocates.

versus

COMMISSIONER OF TRADE AND TAXES & ANR.

.....Respondents

Through: Mr. K.G. Gopalakrishnan, Ms. Nisha
Mohandas and Mr. Kunwar Raj Singh,
Advocates along with Mr. Lalit,
GSTO, Ward-92 and Mr. Poshinder
Singh, LA, DTT, GNCTD.

CORAM:

JUSTICE PRATHIBA M. SINGH

JUSTICE RAJNEESH KUMAR GUPTA

ORDER

03.04.2025

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1. This hearing has been done through hybrid mode.
2. The present petition has been filed under Article 226 and 227 of the Constitution of India by the Petitioner – Poonawala Fincorp Limited seeking issuance of an appropriate writ directing the Respondents to release the refund amount of Rs. 78,37,761/- along with the interest.
3. The Petitioner was engaged in business of leasing registered under Department of Trade and Taxes. The Petitioner filed VAT return for fourth quarter of 2013-14 and claimed refund along with interest thereafter. The Respondent/Department issued notice calling for information/documents for the refund to be processed. Consequently, Petitioner submitted a letter dated 14th May, 2024 requesting for grant of refund for the said period. However, it was not granted. Hence, the present petition.



4. According to the Respondent/Department no interest would be liable to be paid. The official who is present in Court today submits that when the application for claiming refund was received, the same was processed and was duly paid on 21st February, 2025. The period for which the interest is sought is from fourth quarter of 2013-14 till payment of refund in 2025.
5. Since the stand of the Department is that no interest is payable, let a Speaking Order be passed and the reasons be communicated to the Petitioner within a period of two months.
6. All rights and remedies are left open.
7. The present petition is disposed of in above terms. Pending application(s), if any, also stand disposed of.

PRATHIBA M. SINGH, J

RAJNEESH KUMAR GUPTA, J

APRIL 3, 2025/nd/tsv