IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12-03-2026

CORAM

THE HON'BLE MR.JUSTICE MOHAMMED SHAFFIQ

W.P. No.8729 of 2026
and
W.M.P. Nos.9401 and 9402 of 2026

Tvl. Blue Steels
Rep. by its proprietor Mr.Murugesan,
No.3035, Ground Floor, TNHB Road, Kakkalur,
Tiruvallur 602001

..Petitioner(s)

Vs

Deputy State Tax Officer (FAC)
No.4/109, Integrated Goods and Service Tax
Building, 2nd Floor, Bangalore Highway,
Nazarathpettai, Chennai-600 123.

..Respondent(s)

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for a writ of Certiorari calling for the records of impugned order dated 02.08.2024 in Form GST DRC-07 bearing Reference No.ZD330824014426K along with its annexure of the Respondent passed in Petitioner's GSTIN33AALHS7739B1Z0 for the FY 2019-20 and quash the same and pass such other or further order as this Hon'ble Court may deem fit and proper in the circumstances of the case and thus render justice.

For Petitioner(s): Mr.R.Anish Kumar

For Respondent(s): Ms.Amirtha Poongodi
Government Advocate

ORDER

By consent of learned counsel on both sides, this writ petition is taken up for final disposal at the admission stage itself.

2. The present writ petition is filed challenging the order of assessment dated 02.08.2024 for the financial year 2019-20 and quash the same.

3. Ms.Amirtha Poongodi, learned Government Advocate takes notice for respondent.

4. In this Writ Petition, the Petitioner has challenged the impugned Assessment Order dated 02.08.2024 which was preceded by a Show Cause Notice in GST DRC-01 dated 25.05.2024. During scrutiny, it was noticed that there was mismatch between GSTR 2A and GSTR 3B. Thereafter, impugned assessment order dated 02.08.2024 came to be passed.

5. It is noticed that under similar circumstances, this Court has come to the rescue of persons like petitioner by quashing the impugned assessment order on terms subject to petitioner depositing 50% of the disputed tax, which was agreed to by the learned Government Advocate for respondent.

6. Considering the same, the impugned assessment order dated 02.08.2024 is quashed and the case is remitted back to the respondent to pass a fresh order subject to the petitioner depositing 50% of the disputed tax in cash from the petitioner's Electronic Cash Register within a period of four weeks from the date of receipt of a copy of this order. If any amount has been

recovered or paid out of the disputed taxes, including by way of pre-deposit in appeal, the same would be reduced/adjusted, from/towards the 50% of disputed taxes directed to be paid. The assessing authority shall then intimate the balance amount out of 50% of disputed taxes to be paid, if any, within a period of one week from the date of receipt of a copy of this order. The petitioner shall deposit such remaining sum within a period of three weeks from such intimation.

7. Petitioner shall file a reply to the Show Cause Notice in DRC-01 dated 25.05.2024 together with requisite documents to substantiate the case by treating the impugned assessment order dated 02.08.2024 as an addendum to the show cause notice dated 25.05.2024 within a period of four weeks from the date of receipt of a copy of this order.

8. In case petitioner complies with the above stipulated conditions, respondent shall proceed to pass fresh orders on merits and in accordance with law as expeditiously as possible, preferably, within a period of three (3) months thereafter, after hearing the Petitioner. Subject to petitioner complying with the above stipulations, attachment of bank account of petitioner, if any, shall stand automatically vacated.

9. In case petitioner fails to comply with any of the conditions stipulated above, respondent is at liberty to proceed against the petitioner in accordance with law as if this Writ Petition was dismissed *in limine* today. Thereafter, it is for the respondent to take steps against the petitioner to recover the tax that has been confirmed in the impugned assessment order dated 02.08.2024.

10. Needless to state, before passing any such order, respondent shall give due notice to the petitioner. It is made clear that bank attachment shall be lifted subject to the petitioner depositing 50% of the disputed tax as ordered above and the petitioner not being in arrears of any other amount for any other tax period barring the amount demanded under the impugned order.

11. The Writ Petition stands disposed of with the above observations. No costs. Consequently, the connected miscellaneous petitions are closed.

12-03-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
MKA

To:
The Deputy State Tax officer (FAC)
No. 4/109- GST Integrate Building,
Nazarathpet,
Chennai 123

MOHAMMED SHAFFIQ J.

MKA

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