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WP No. 12908 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-04-2026

CORAM

THE HONOURABLE MR JUSTICE C. SARAVANAN

**WP No. 12908 of 2026
and WMP No. 14098 of 2026**

Tvl.Jai Durga Envirocare Private Ltd.,
Represented by its Managing Director,
Thiru.S.Barathimohan,
S/o.P.Subbaiyan, AP-732, G Block, 2nd
street, 11th main road, Anna Nagar,
Chennai - 600 040.

Petitioner(s)

Vs

The Deputy State Tax Officer-1,
Amaindakarai Assessment Circle,
No.1, 3rd Floor PAPJM Annex Building,
Greens Road, Chennai - 600 006.

Respondent(s)

PRAYER Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorari, calling for the records of the Respondent in FORM GST DRC-07 vide Ref. No.ZD3312252233410/2021-2022 dated 15.12.2025 in connection with detailed order in GSTIN No. 33AAECJ4399Q1ZT/2021-2022 dated 15.12.2025 and quash the same and pass such further or other orders as this Court may deem fit and proper in the circumstances of the case and thus render Justice.



For Petitioner(s): Mr.V.Chinnasamy
For Respondent(s): Mr.C.Harsharaj
Special Government Pleader

ORDER

Mr.C.Harsharaj, learned Special Government Pleader takes notice for the Respondent.

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 Special Government Pleader for the Respondent.

3. In this Writ Petition, the Petitioner has challenged the impugned Order dated 15.12.2025, which was preceded by a Show Cause Notice in GST DRC-01 dated 08.08.2025 wherein the Petitioner was called upon to file a reply and to appear for a personal hearing. However, the Petitioner did not take advantage of the same and has thus suffered the impugned Order dated 15.12.2025.

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 long before. However, the present Writ Petition has been filed only on 30.03.2026.

5. At this stage, the learned counsel for the Petitioner submits that the Petitioner is willing to pre-deposit 10% of the disputed tax as a condition for *denovo* adjudication and he has also made an endorsement to that effect in the Court bundle which has been extracted hereunder:-

“Petitioner willing to pay 10% disputed amount.”

6. Recording the above consent given by the Petitioner, the case is remitted back to the Respondent to pass a fresh order on merits subject to the Petitioner depositing 10% of the disputed tax in cash or 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 08.08.2025 together with requisite documents to substantiate the case by treating the impugned Order dated 15.12.2025 as an addendum to the Show Cause Notice dated 08.08.2025.



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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 if any, shall also stand automatically vacated.

9. It is made clear that bank attachment shall be lifted subject to the Petitioner depositing 10% 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.

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.



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

09-04-2026

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

The Deputy State Tax Officer-1,
Amaindakarai Assessment Circle, No.1,
3rd Floor PAPJM Annex Building,
Greens Road, Chennai - 600 006.

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C.SARAVANAN J.

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