



WEB COPY

WP No. 13127 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-04-2026

CORAM

THE HON'BLE MR JUSTICE C. SARAVANAN

**WP No. 13127 of 2026 and
W.M.P.Nos.14383 and 14385 of 2026**

M/S. S.G Steel Industries
Rep by its partner,
V.Govind Kumar
No.344-1-2,293.6, Mugalur village
Sanamavoo post
Hosur-635 110

..Petitioner(s)

Vs

Assistant Commissioner (ST)(FAC)
Hosur(south)-III
Hosur

..Respondent(s)

Prayer: This Writ Petition is filed article 226 of the Constitution of India to call for the records relating to the Order in GSTIN 33ABVFSO924RIZE/2018-19 dated 4-6-2025 passed by the respondent and to quash the same as violative of principles of natural justice as SCN or Order were not served as per the Instructions of the Commissioner of Commercial Taxes, Chennai, arbitrary, contrary to the settled law and unsustainable in law

For Petitioner(s): K.Jayachandran
M.A.Mudimannan
J.Anand

For Respondent(s): Mr. V.Prashanth Kiran, Government Advocate



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WP No. 13127 of 2



ORDER

Mr. V.Prashanth Kiran, the learned Government Advocate, takes notice on behalf of 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 Government Advocate for the Respondent.

3. In this Writ Petition, the Petitioner has challenged the impugned Order dated **04.06.2025**, which was preceded by a Show Cause Notice in GST DRC-01 dated **24.01.2024** wherein the Petitioner was called upon to file a reply and to appear for a personal hearing. However, the Petitioner did not taken advantage of the same and has thus, suffered the impugned Order dated **04.06.2025**,.

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. The present Writ Petition has been filed only on **01.04.2026**.



5. At this stage, the learned counsel for the Petitioner submits that the Petitioner is willing to pre-deposit 25% of the disputed tax as a condition for *denovo* adjudication.

6. The learned counsel for the Petitioner has also made an endorsement to that effect in the Court bundle, which is extracted hereunder:-

“The Petitioner is willing to pay 25% of the tax demand as per MP order dated 04.06.2025 and thus render justice”

7. Recording the above consent, the case is remitted back to the Respondent to pass a fresh order on merits subject to the Petitioner depositing 25% 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.

8. Within such time, the Petitioner shall also file a reply to the Show Cause Notice in GST DRC-01 dated **24.01.2024** together with requisite documents to substantiate the case by treating the impugned Order dated 04.06.2025 as an addendum to the Show Cause Notice dated **24.01.2024**

9. 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.

10. It is made clear that bank attachment shall be lifted subject to the Petitioner depositing 25% 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. 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.

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

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

09-04-2026

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

SMN



WP No. 13127 of 2



To
Assistant Commissioner (ST)(FAC)
Hosur(south)-III
Hosur



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C.SARAVANAN, J.

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