

IN THE HON'BLE HIGH COURT OF JUDICATURE
FOR CHHATTISGARH AT BILASPUR

WRIT PETITION (T) No. 7526 of 2009

Petitioners

- : / (1) Ganpati Solvex Private Limited
a company incorporated under
the provisions of the Companies
Act, 1956 through director
Kanhaiya Daga Lakholi Road,
Rajnandgaon (C.G.)
- (2) Kanhaiya Daga S/o Late K.N.
Daga aged about 39 years
Lakholi Road Rajnandgaon
(C.G.)

P.R. No. 7951/09
Presented by Shri. Neelak. D. Dey
dated 30.12.09

Versus

Respondents

- : (1) Assistant Commissioner
Commercial Tax
Rajnandgaon (C.G.)
- (2) State of Chhattisgarh
through Secretary
Department of Commercial
Taxes D.K.S. Mantralaya
Bhavan, Raipur (C.G.)



Before : Hon'ble The Chief Justice and his companion
Judges of the Hon'ble High Court of Judicature
Chhattisgarh at Bilaspur.

Petition under Article 226 of the Constitution of India for
issuance of suitable directions orders or writs including writs in the
nature of mandamus certiorari etc.

The humble petition of the petitioner above named most
respectfully sheweth as under :



HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (T) No. 7526 of 2009

PETITIONERS : Ganpati Solvex Private Limited & another.

VERSUS

RESPONDENTS : Assistant Commissioner, Commercial Tax,
Rajnandgaon & another.

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

SB: Hon'ble Shri Satish K. Agnihotri, J.

Present: Shri Neelabh Dubey, Advocate for the petitioner.
Shri A.S.Kachhwaha, Dy. A.G. for the State.

ORDER (ORAL)

(Passed on 31st day of August, 2010)

1. Learned counsel appearing for the petitioners submits that during pendency of this petition, new cause of action has arisen on account of passing of the assessment order. Thus, the petitioners may be permitted to withdraw this petition with liberty to challenge the assessment order alongwith the notices.
2. Learned counsel appearing for other side has no objection.
3. It is ordered accordingly.
4. Consequently, the writ petition is dismissed as withdrawn with the aforestated liberty, if so advised.

Sd/-
Satish K. Agnihotri
Judge