

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMACHANDRA MENON

SATURDAY, THE 30TH JANUARY 2010 / 10TH MAGHA 1931

WP(C).No. 3033 of 2010(D)

PETITIONER:

M/S.PARAKKAL CARTEL,
HOSPITAL JN., ALUVA, REPRESENTED BY
ITS PARTNER, RUPAK FRANCIS PARAKKAL.

BY ADV. SMT.S.K.DEVI
SRI.M.RAJ MOHAN

RESPONDENTS:

1. THE COMMERCIAL TAX OFFICER,
DEPT. OF COMMERCIAL TAXES, ALUVA.
2. THE DEPUTY COMMISSIONER (APPEALS),
COMMERCIAL TAXES, ERNAKULAM.
3. THE INSPECTING ASST.COMMISSIONER,
DEPT. OF COMMERCIAL TAXES,
MATTANCHERY, KOCHI-2.

BY GOVT. PLEADER SRI.C.K.GOVINDAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 30/01/2010, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

P.R.RAMACHANDRA MENON, J

W.P(C) No.3033 of 2010-D

Dated this the 30th day of January, 2010.

JUDGMENT

The learned counsel for the petitioner submits that the grievance projected in this Writ Petition has already been sought to be redressed by the petitioner by resorting to the statutory remedy by way of Ext.P3 appeal, which is stated as pending consideration before the second respondent. It is stated that the petitioner has also filed Ext.P4 petition for stay along with the statutory appeal.

2. Heard the learned Government Pleader as well.
3. Considering the facts and circumstances, the second respondent is directed to consider and pass appropriate orders on Ext.P3 appeal in accordance with law, as expeditiously as possible, of course, after giving an opportunity of hearing to the petitioner within one month from the date of receipt of a copy of this judgment. It is made clear that till appropriate orders are passed on Ext.P4 petition for stay all further coercive steps stated as being taken against the petitioner shall be kept in abeyance.

The Writ Petition is disposed of.

ab

P.R.RAMACHANDRA MENON
JUDGE