

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.R.RAMACHANDRA MENON

FRIDAY, THE 29TH DAY OF JUNE 2012/8TH ASHADHA 1934

WP(C).No. 15199 of 2012 (Y)

PETITIONER(S):

**M/S.THOTTATHIL TRADERS,
MARKET ROAD, ERNAKULAM
REPRESENTED BY ITS PARTNER
DON JOSE.**

BY ADV. SMT.S.K.DEVI

RESPONDENT(S):

- 1. THE ASST. COMMISSIONER I,
DEPARTMENT OF COMMERCIAL TAXES,
SPECIAL CIRCLE-I,
ERFNAKULAM-682 018.**
- 2. THE DEPUTY COMMISSIONER (APPEALS),
DEPARTMENT OF COMMERCIAL TAXES, THEVARA,
KOCHI-682 015.**

R1 & R2 BY SR.GOVERNMENT PLEADER SMT. SHOBA ANNAMMA EAPEN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 29-06-2012, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Kss

WPC.NO.15199/2012 Y

APPENDIX

PETITIONER'S EXHIBITS:

P1: COPY OF THE ASSESSMENT ORDER NO.32071590415/09-10 DTD.23/5/2012.

P2: COPY OF THE APPEAL DTD. 12/06/2012.

P3: COPY OF THE STAY PETITION DTD. 12/06/2012.

RESPONDENT'S EXHIBITS:

N I L

/TRUE COPY/

P.A.TO JUDGE

Kss

P.R.RAMACHANDRA MENON, J.

W.P.(c) No.15199 OF 2012

Dated this the 29th day of June , 2012

JUDGMENT

Against Ext.P1 assessment order, the petitioner has preferred Ext.P2 appeal along with Ext.P3 interlocutory application for stay, which are pending consideration before the second respondent.

2. The grievance of the petitioner is in respect of the coercive steps, stated as being pursued in the meanwhile, which made the petitioner to approach this Court with the present writ petition.

3. Heard the learned Government Pleader as well.

4. Considering the facts and circumstances, the writ petition is disposed of, directing the second respondent to consider Ext.P3 application for stay and pass appropriate orders, in accordance with law, as expeditiously as possible, at any rate within one month from the date of receipt of a copy of this judgment. Coercive proceedings, if any, shall be kept in abeyance till such time.

The petitioner shall produce a copy of this judgment along with a copy of this writ petition before the second respondent for further steps.

**P.R.RAMACHANDRA MENON
JUDGE**

