

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.B.SURESH KUMAR

WEDNESDAY, THE 28TH DAY OF MARCH 2018 / 7TH CHAITHRA, 1940

WP(C).No. 10840 of 2018

PETITIONER(S)

M/S. INDSIL HYDRO POWER & MANGANESE LTD  
VI/679, PALLATHERI ELAPLLY  
PALAKKAD REPRESENTED BY ITS  
MANAGER COMMERCIAL, K. ANANDAN

BY ADVS.SRI.HARISANKAR V. MENON  
SMT.MEERA V.MENON  
SMT.K.KRISHNA

RESPONDENT(S) :

1. THE ASSISTANT COMMISSIONER  
STATE GST DEPARTMENT  
PALAKKAD 678 001
2. THE DY.COMMISSIONER,  
DEPARTMENT OF COMMERCIAL TAXES.  
PALAKKAD 5668001
3. THE INSPECTING ASST. COMMISSIONER  
DEPARTMENT OF COMMERCIAL TAXES  
PALAKKAD 678 001
4. STATE BANK OF INDIA,  
COMMERCIAL BRANCH,  
AVINASHI ROAD, COIMBATORE  
COIMBATORE - 641 037  
REPRESENTED BY ITS MANAGER

R BY SR. GOVERNMENT PLEADER, SRI.V.K.SHAMSUDHEEN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 28-03-2018,  
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1 COPY OF RE-ASSESSMENT NOTICE ISSUED BY THE FIRST RESPONDENT FOR THE YEAR 2013-14

EXT.P2 COPY OF ORDER ISSUED BY THE FIRST RESPONDENT FOR THE YEAR 2013-14

EXT.P3 COPY OF LETTER SUBMITTED BY THE PETITIONER BEFORE THE SECOND RESPONDENT

EXT.P3(A) COPY OF LETTER SUBMITTED BY THE PETITIONER BEFORE THE SECOND RESPONDENT.

EXT.P4 COPY OF LETTER SUBMITTED BY THE PETITIONER BEFORE THE FIRST RESPONDENT

RESPONDENT'S EXHIBITS : NIL

//TRUE COPY//

SD/-

P.A.TO JUDGE

SKS

**P.B.SURESH KUMAR, J.**

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**W.P.(C).No.10840 of 2018**

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**Dated this the 28<sup>th</sup> day of March, 2018**

**J U D G M E N T**

Ext.P4 is an application preferred by the petitioner for rectification of Ext.P2 order of assessment invoking Section 66 of the Kerala Value Added Tax Act. The grievance of the petitioner in the writ petition concerns the delay on the part of the first respondent in passing orders on Ext.P4 application.

2. Heard the learned counsel for the petitioner as also the learned Government Pleader.

Having regard to the facts and circumstances of the case, the writ petition is disposed of directing the first respondent to pass orders on Ext.P4 application, within

two weeks from the date of receipt of a copy of this judgment. Needless to say that till orders are passed as directed above, further proceedings pursuant to Ext.P2 shall be deferred.

sd/-

**P.B.SURESH KUMAR**  
**JUDGE**

SKS