

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

**TUESDAY, THE THIRTIETH DAY OF APRIL
TWO THOUSAND AND TWENTY FOUR**

PRESENT

**THE HONOURABLE SRI JUSTICE SUJOY PAUL
AND
THE HONOURABLE SRI JUSTICE N.TUKARAMJI**

WRIT PETITION NO: 11809 OF 2024

Between:

M/s Urvasi Theatre, Represented by its Managing Partner Balkishan SA
Vishwanath S/o, Late Laxman SA, Age- 65 years, Address 16-09-206, FCI
Road, Godavarikhani, Ramagundam, Peddapalli - 505209

...PETITIONER

AND

1. The Union of India, Represented by its Secretary, Department of Revenue, Ministry of Finance, New Delhi.
2. Assistant Commissioner of Central Tax, Mancherial Division, Ward No. , By Pass Road, Mancherial - 504208

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ, Order or Direction more particularly one in the nature of a Writ of Mandamus, declaring the Impugned Assessment Order bearing Order-In-Original No. 88/2023-24-S.Tax dated 03.01.2024 passed by the 2nd Respondent for the Tax Period from April 2016 to March 2017 as arbitrary, illegal, bereft of any reasons and passed in gross violation of principles of natural justice and set aside the same.

IA NO: 1 OF 2024

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings in pursuance of the Impugned Assessment Order bearing Order-In-Original No. 88/2023- 24-S.Tax dated 03.01.2024 passed by the 2'

Respondent for the Tax Period from April 2016 to March 2017 pending disposal of the above Writ Petition.

Counsel for the Petitioner: SRI T.PRADYOTH

Counsel for the Respondent No.1: SRI GADI PRAVEEN KUMAR, Dy.

SOLICITOR GEN. OF INDIA

Counsel for the Respondent No.2: SRI DOMINIC FERNANDES, SC FOR CT

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE SUJOY PAUL
AND
THE HONOURABLE SRI JUSTICE N. TUKARAMJI
WRIT PETITION NO.11809 OF 2024

ORDER (*per Hon'ble SP,J*)

Sri T. Pradyoth, learned counsel for the petitioner, seeks to withdraw this writ petition with the liberty to file statutory appeal before the competent authority.

2. Prayer allowed.
3. Accordingly, the writ petition is dismissed as withdrawn with the liberty prayed for. The time consumed before this Court shall not be counted for counting limitation. No costs.

Interlocutory applications, if any pending, shall also stand closed.

SD/-N.CHANDRA SEKHAR RAO
ASSISTANT REGISTRAR
//TRUE COPY//
SECTION OFFICER

To

1. One CC to SRI T.PRADYOTH, Advocate [OPUC]
2. One CC to SRI GADI PRAVEEN KUMAR, Dy. SOLICITOR GEN. OF INDIA [OPUC]
3. Two CD Copies

PSK.
KKS



HIGH COURT

DATED:30/04/2024

ORDER

WP.No.11809 of 2024



**DISMISSING THE WRIT PETITION
AS WITHDRAWN WITHOUT COSTS.**

(Signature)
mbe
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