



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.8850 of 2025

Gangadhar Jena

....

Petitioner

Represented by Adv.—
Ms. Itishree Tripathy, Advocate
-Versus-

**Superintendent GST & CX, Ganjam- Opposite Parties
1 Circle, Berhampat and another**

Represented by Adv.—
Mr. A. Kedia, Junior Standing Counsel

CORAM:
THE HON' BLE THE CHIEF JUSTICE
AND
THE HON'BLE MR. JUSTICE S.K. SAHOO

Order No.

ORDER
28.03.2025

01. 1. Ms. Tripathy, learned advocate appears on behalf of petitioner and submits, under challenge is show cause notice dated 6th February, 2024 followed by order dated 19th April, 2024 cancelling her client's registration under Odisha Goods and Services Tax Act, 2017. She submits, her client is ready and willing to pay the tax, interest, late fee, penalty and any other sum required to be paid for the return form of her client to be accepted by the department. He relies on **order dated 16th November, 2022** of coordinate Bench in **W.P.(C) no.30374 of 2022 (M/s. Mohanty Enterprises v. The Commissioner, CT &**



GST, Odisha, Cuttack and others). She submits, her client's claim to relief including prayer for condonation of delay is covered by said order.

2. Mr. Kedia, learned advocate, Junior Standing Counsel appears on behalf of the department.

3. We reproduce below paragraph-2 from said order in M/s. **Mohanty Enterprises** (supra).

"2. In that view of the matter, the delay in Petitioner's invoking the proviso to Rule 23 of the Odisha Goods and Services Tax Rules (OGST Rules) is condoned and it is directed that subject to the Petitioner depositing all the taxes, interest, late fee, penalty etc., due and complying with other formalities, the Petitioner's application for revocation will be considered in accordance with law."

Likewise direction is made in this writ petition. Petitioner gets the relief in the interest of revenue.

4. The writ petition is disposed of.

(Harish Tandon)
Chief Justice

(S.K. Sahoo)
Judge