

Court No. - 5

Case :- MISC. BENCH No. - 12332 of 2018

Petitioner :- Hindustan Petroleum Corporation Ltd. Thru. Auth. Signatory

Respondent :- Commissioner Of Commercial Tax, U.P. And Others

Counsel for Petitioner :- Pradeep Agrawal

Counsel for Respondent :- C.S.C.,A.S.G.

Hon'ble Shabihul Hasnain,J.

Hon'ble Rajan Roy,J.

Heard Sri Pradeep Agarwal learned counsel for the petitioner and the learned standing counsel.

The petitioner prays for the following relief:-

"(ii) Tax & Penalty demand quashed

(iii) Order be made to refund 10% of tax as Pre-deposit done by the appellant for filing this appeal.

(iv) Goods and vehicle may be released without any cost or security.

(v) Any other relief which may deem proper also be awarded."

Learned counsel for petitioner stated that the case is covered by the judgment of this Court namely, ***Misc. Bench No.5536 of 2018 Satyendra Goods Transport Corporation vs. State of U.P. delivered on 13.04.2018.*** Learned standing counsel prays for some time to seek instructions in the matter.

List this case in the next week as fresh.

Till the next date of listing no coercive measures shall be adopted against the petitioner in view of the impugned orders. It is made clear that in case there are no adverse instructions in the light of the judgment referred above during operation of this order the petition will be disposed of on the next date of listing.

Order Date :- 30.4.2018

Vijay

(Rajan Roy, J) (Shabihul Hasnain, J)