

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY, THE SECOND DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HONOURABLE SRI JUSTICE JOYMALYA BAGCHI

THE HONOURABLE SMT JUSTICE KONGARA VIJAYA LAKSHMI

IA No. 1 OF 2021

IN

WP NO: 18923 OF 2021

Between:

M/s. Green Infra Wind Solutions Limited, S. No. 946/1 and 946/2, Kunkanuru Village,
Devanakonda, Kurnool District.

...Petitioner

(Petitioner in WP 18923 OF 2021
on the file of High Court)

AND

1. The Appellate Deputy Commissioner (CT), Tirupathi,
2. The Commercial Tax Officer, Adoni-II Circle
3. The Assistant Commissioner (CT) (LTU), Kurnool Division
4. The Commissioner of State Tax, D. No.5-59, Bandar Road, Spring Valley Apartments, Rajiv Bhargav Colony Road, Edupugallu, Vijayawada.
5. The State of Andhra Pradesh, Through Principal Secretary to Government, Commercial Taxes Department, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.

...Respondent(s)

(Respondents in-do-)

Counsel for the Petitioner: M/s.LAKSHMI KUMARAN & SRIDHARAN**Counsel for the Respondents: GP FOR COMMERCIAL TAX**

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 order stay of recovery of an amount of Rs. 9,64,43,156 towards Entry Tax for the period 2016-17, pursuant to ADC Order No. ZH370721OD21370, dated 29.07.2021 passed by the Respondent No.1 and recovery notice dated 25.08.2021 issued by Respondent No.2, pending disposal of WP No. 18923 of 2021, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case). The Court made the following:

ORDER:

Having regard to the fact that the issue involved in the instant case is identical to the one in W.P.Nos.221738 and 23603 of 2020, there shall be interim stay as prayed for, subject to the condition that the petitioner deposits 25% of the disputed tax, within a period of four weeks from today, in default, the interim stay granted shall stand vacated. If any amount is already deposited, the same shall be given credit to.

List the matter along with W.P.Nos.221738 and 23603 of 2020.

SD/-V.SATYANARAYANA
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

o,

1. The Appellate Deputy Commissioner (CT), Tirupathi,
2. The Commercial Tax Officer, Adoni-II Circle
3. The Assistant Commissioner (CT) (LTU), Kurnool Division
4. The Commissioner of State Tax, D. No.5-59, Bandar Road, Spring Valley Apartments, Rajiv Bhargav Colony Road, Edupugallu, Vijayawada.
5. The State of Andhra Pradesh, Through Principal Secretary to Government, Commercial Taxes Department, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.(1 to 4 By RPAD)
6. One CC to SRI.LAKSHMI KUMARAN SRIDHARAN Advocate [OPUC]
7. Two CCs to GP for Commercial Tax, High Court Of Andhra Pradesh. [OUT]
8. The Section Officer, Posting Section, High Court Of Andhra Pradesh.
9. The Section Officer, Writ Bench / Non-Service Section, High Court Of Andhra Pradesh.
10. One spare copy

SRL

HIGH COURT

JBJ & KVLJ

DATED:02/09/2021

NOTE: LIST THE MATTER ALONG WITH W.P.Nos.221738 AND 23603 OF 2020

ORDER

I.A.NO.1 OF 2021

IN

WP.No.18923 of 2021

INTERIM STAY

