

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

WEDNESDAY, THE 25TH DAY OF SEPTEMBER 2019/3RD ASWINA, 1941

W.P(C) .No.19114 OF 2015 (L)

PETITIONERS:

M/S. RAJAH HEALTHY ACRES PRIVATE LIMITED  
AGED 43 YEARS  
PERUMANNOR, CHALISSERY, PALAKKAD,  
REPRESENTED BY ITS DIRECTOR SREERAJ KUNNASSERY.

BY ADVS.SRI.K.I.MAYANKUTTY MATHER  
SRI.R.JAIKRISHNA

RESPONDENTS:

- 1      COMMERCIAL TAX OFFICER (LUXURY TAX)  
DEPARTMENT OF COMMERCIAL TAXES, THRISSUR 680 001.  
(CORRECTED)  
COMMERCIAL TAX OFFICER (LUXURY TAX) DEPARTMENT OF  
COMMERCIAL TAXES, PALAKKAD-678 001.
- 2      DEPUTY COMMISSIONER (APPEALS)  
DEPARTMENT OF COMMERCIAL TAXES, ERNAKULAM 682 015.
- 3      KERALA AGRICULTURAL INCOME TAX AND SALES  
TAX APPELLATE TRIBUNAL, ADDITIONAL BENCH,  
PALAKKAD 678 001, REPRESENTED BY ITS SECRETARY.
- 4      INSPECTING ASSISTANT COMMISSIONER (RECOVERY)  
DEPARTMENT OF COMMERCIAL TAXES, THRISSUR 680 001.  
(CORRECTED)  
INSPECTING ASSISTANT COMMISSIONER (RECOVERY),  
DEPARTMENT OF COMMERCIAL TAXES, PALAKKAD-678 001.

THE NAME AND ADDRESS OF R1 AND R4 IS CORRECTED AS PER  
ORDER DATED 23.07.2015 IN I.A NO.9864/2015.

R1 BY GOVERNMENT PLEADER SMT.M.M.JASMINE

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON  
25.09.2019, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

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

A not pressed memo has been filed by counsel for the petitioner.  
Taking note of the said memo, the writ petition is dismissed as not pressed.

**Sd/-  
A.K.JAYASANKARAN NAMBIAR  
JUDGE**

**prp/25/9/19**

APPENDIXPETITIONER'S EXHIBITS:

EXHIBIT P1	TRUE COPY OF THE ASSESSMENT ORDER PASSED BY THE 1ST RESPONDENT (AY 2008-09) DATED 1.12.2012.
EXHIBIT P2	TRUE COPY OF THE ASSESSMENT ORDER PASSED BY THE 1ST RESPONDENT (AY 2009-10) DATED 20.11.2013.
EXHIBIT P3	TRUE COPY OF THE ASSESSMENT ORDER PASSED BY THE 1ST RESPONDENT (AY 2010-11) DATED 20.11.2013
EXHIBIT P4	TRUE COPY OF THE ASSESSMENT ORDER PASSED BY THE 1ST RESPONDENT (AY 2011-12) DATED 20.11.2013.
EXHIBIT P5	TRUE COPY OF THE ORDER OF THE 2ND RESPONDENT DATED 6.9.2013
EXHIBIT P6	TRUE COPY OF THE ORDER OF THE 2ND RESPONDENT DATED 7.6.2014
EXHIBIT P7	TRUE COPY OF THE ORDER OF THE 2ND RESPONDENT DATED 7.6.2014
EXHIBIT P8	TRUE COPY OF THE ORDER OF THE 2ND RESPONDENT DATED 7.6.2014
EXHIBIT P9	TRUE COPY OF THE MODIFIED ORDER PASSED BY THE 1ST RESPONDENT (AY-2009-2010) DATED 27.7.2014.
EXHIBIT P10	TRUE COPY OF THE MODIFIED ORDER PASSED BY THE 1ST RESPONDENT (AY-2010-2011) DATED 27.7.2014.
EXHIBIT P11	TRUE COPY OF THE MODIFIED ORDER PASSED BY THE 1ST RESPONDENT (AY-2011-2012) DATED 27.7.2014.
EXHIBIT P12	TRUE COPY OF THE COMMON ORDER PASSED BY THE 3RD RESPONDENT DATED 13.2.2015
EXHIBIT P13	TRUE COPY OF THE MODIFIED ORDER PASSED BY THE 1ST RESPONDENT (AY-2008-2009) DATED 3.6.2015.
EXHIBIT P14	TRUE COPY OF THE MODIFIED ORDER PASSED BY THE 1ST RESPONDENT (AY-2009-2010) DATED 3.6.2015.
EXHIBIT P15	TRUE COPY OF THE MODIFIED ORDER PASSED BY THE 1ST RESPONDENT (AY-2010-2011) DATED 3.6.2015.

EXHIBIT P16

TRUE COPY OF THE MODIFIED ORDER PASSED BY THE  
1ST RESPONDENT (AY-2011-2012 DATED 3.6.2015.

RESPONDENTS EXHIBITS: NIL.

//TRUE COPY//

P.S. TO JUDGE