

Case Detail	WRIT PETITION (WP) 11831/2014
Registration Date	01-08-2014
Last Hearing Date	11-08-2014
Status	Pending, Admit, Notice, Stay, List On (Date) (25/09/2014)
Tentative CL Date	25-09-2014 (Computer Generated)
Category	ULTRA VIRES CASES-20200 ULTRA VIRES CASES-20200 ULTRA VIRES CASES-20200
Last Coram	HON'BLE THE CHIEF JUSTICE, HON'BLE SHRI JUSTICE ALOK ARADHE
Act	A PETITION FILED UNDER ARTICLE 226 AND/OR 227 OF CONSTITUTION
Petitioner(s)	1 M/S SHREE BUILDERS THROUGH PARTNER SHRI RAJNEET JAIN 908, SETH SADAN, RUSSEL CHOWK JABALPUR, M.P. JABALPUR 23
Respondent(s)	1 UNION OF INDIA SECRETARY DEPARTMENT OF REVENUE, MINISTRY OF FINANCE, NORTH BLOCK NEW DELHI, NEW DELHI 7 2 CHAIRMAN CENTRAL BOARD OF DIRECT TAXES NORTH BLOCK, NEW DELHI OTHER STATE 7 3 CHIEF COMMISSIONER OF INCOME TAX BHOPAL GAS TRAGEDY RELIEF AND REHABILITATION DEPT. AAYAKAR BHAWAN, HOSHANGABAD ROAD, BHOPAL BHOPAL 23 4 COMMISSIONER OF INCOME TAX (TDS), BHOPAL AAYAKAR BHAWAN, HOSHANGABAD ROAD, OPPOSITE MAIDA MILL, BHOPAL BHOPAL 23 5 ASSISTANT COMMISSIONER OF INCOME TAX (TDS) JABALPUR AAYAKAR BHAWAN, NAPIER TOWN, STATION ROAD, JABALPUR JABALPUR 23 6 DEPUTY COMMISSIONER OF INCOME TAX CENTRALISED PROCESSING CELL, TDS AAYAKAR BHAWAN, SECTOR-3, VAISHALI, GHAZIABAD, U.P. OTHER STATE 9
Pet. Advocate(s)	SAPAN USRETHE ARJUN PRASAD SHRIVASTAV

W.P. No.11831/2014

11/08/2014

Shri Sapan Usrethe, Advocate for the petitioner.

Heard counsel for the petitioner.

Admit.

Issue notice to the respondents on interim relief.

Additionally issue notice to Attorney General of India as the validity of the Central enactment is put in issue.

By way of ad interim relief, we direct the respondents not to take coercive action against the petitioner with regard to the subject matter referred to in the impugned Annexures P/2 to P/5.

We are inclined to grant this order ex parte keeping in mind the orders passed by other High Courts (High Court of Kerala, High Court of Karnataka, High Court of Rajasthan, Bombay High Court and High Court of Orissa).

Notice returnable on **25th September, 2014.**

(A.M.Khanwilkar)
Chief Justice

(Alok Aradhe)
Judge

DV