

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
MONDAY ,THE THIRTY FIRST DAY OF JULY TWO THOUSAND AND
TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE P.SAM KOSHY

AND

THE HONOURABLE SRI JUSTICE LAXMI NARAYANA ALISHETTY

WRIT PETITION NO: 38716 OF 2022

Between:

Optival Health Solutions Private Limited, 11-6-56, Sy. No. 257 and 258/1, Opp. IDPL Railway Siding Road, Moosapet, Kukatpally, Hyderabad -500037, Telangana, India represented by its Director- Gangadi Madhukar Reddy, S/o. Gangadi Veera Reddy, aged about 55 years, R/o. Hyderabad.

...Petitioner

AND

1. UNION OF INDIA, represented by its Secretary, Department of Revenue, Ministry of Finance, North Block, New Delhi- 110001.
2. Additional/Joint/Deputy/Assistant Commissioner of Income Tax, National Faceless Assessment Centre, Delhi.

...Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ, direction or order more particularly in the nature of a writ of mandamus declaring the impugned order of assessment dated 29/09/2022 passed by Respondent No. 2 for the assessment year 2020-21 as being void, illegal, arbitrary, without authority of law, violative of Article 14 of the Constitution of India and violative of principles of natural justice and violative of provisions of the Income Tax Act, 1961 and consequently set aside the same,

IA NO: 1 OF 2022

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 stay all further proceedings with respect to the assessment order dated 29/09/2022 passed by Respondent No. 2 for the assessment year 2020-21, Pending disposal of WP 38716 of 2022, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court dated 20.10.2022, 20.12.2022 & 28-02-2023 made herein and upon hearing the arguments of M/s R.S. ASSOCIATES Advocate for the Petitioner and Mr. B.Mukherjee Advocate for the Respondent No.1 and Mr. J.V.Prasad, learned Standing Counsel, Income Tax Department for the Respondent No.2, the Court made the following.

ORDER

Learned counsel appearing for the parties submit that this matter is connected with the batch of matters in W.P.No.15383 of 2023 & batch taken up for hearing today, and this matter is required to be heard separately.

Counter in this matter has also been filed.

Hence, this matter is delinked from the above batch of matters.

List this matter on 29.09.2023,

Interim relief granted earlier to continue till the next date of hearing.

SD/- A.V.S. PRASAD
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. One CC to M/s R.S. ASSOCIATES Advocate [OPUC]
2. Two CCs to GP FOR COMMERCIAL TAX (TG) , High Court for the State of Telangana at Hyderabad [OUT].
3. One spare copy

HIGH COURT

PSK & LNAJ

DATED: 31/07/2023

POST ON 29-09-2023

ORDER

WP.No.38716 of 2022

INTERIM ORDER EXTENDED

