

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
THURSDAY, THE TWENTY NINTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY TWO

:PRESENT:

**THE HONOURABLE THE CHIEF JUSTICE UJJAL BHUYAN
AND**

**THE HONOURABLE SRI JUSTICE C.V. BHASKAR REDDY
WRIT PETITION NO: 39706 OF 2022**

Between:

M/s RAJA PUSHPA PROPERTIES PRIVATE LIMITED, Plot No. 34,
Rajapushpa House, Silicon Valley, Madhapur, Hyderabad-500081. Rep. by its
Chairman/Director.

...Petitioner

AND

1. Assessment Unit, Income Tax Department, National Faceless Assessment Centre, Delhi, Income-tax Department, Ministry of Finance, Room No. 401, 2nd Floor, E-Ramp, Jawaharlal Nehru Stadium, Delhi-110003.
2. Deputy/Assistant Commissioner of Income-Tax, Circle 3(1), Signature Towers, Kondapur, Hyderabad-500084.
3. Principal Commissioner of Income-tax - 1, IT Towers, Masab Tank, Hyderabad-500004.

...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, order or direction, more particularly one in the nature of Writ of Mandamus, declaring the impugned order dt. 29/09/2022 passed u/s 143(3) r.w.s. 144B of the Act, for A.Y 2020-21, vide Document Identification No.(DIN) ITBA/AST/S/143(3)/2022-23/1046122105(1), without following the principles of Natural justice and the due procedure of law envisaged under section 144B of the Act, as void, illegal and contrary to the provisions of Income-tax Act;

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 suspend the impugned order dt.29/09/2022 passed u/s 143(3) r.w.s. 144B of the Act, for A.Y 2020-21, vide Document Identification No.(DIN) ITBA/AST/S/143(3)12022-23/1046122105(1) and stay the collection of arbitrary demand, pending disposal of WP 39706 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 order of the High Court dated: 29.10.2022 made herein and upon hearing the arguments of Sri S Ravi, Senior Counsel for SRI DUNDU MANMOHAN, Advocate for the Petitioner and Ms Sapna Reddy, Advocate representing Sri J V PRASAD (S.C) for the Respondents Nos.1 to 3, the Court made the following.

ORDER:

On request of Ms. Sapna Reddy, learned counsel for the respondents,
list this matter on 28.02.2023.

In the meanwhile, respondents to file counter-affidavit.

Interim order passed earlier to continue.

SD/- C. PRAVEEN KUMAR
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to SRI. DUNDU MANMOHAN, Advocate [OPUC]
2. Two spare copies

HIGH COURT

HCJ & CVBRJ

DATED:29/12/2022

Note: List this matter on 28.02.2023

ORDER

WP.No.39706 of 2022

EXTENSION OF INTERIM ORDER

