



04.12.2023
PB
Sl. No.4.

WPA 24640 of 2023

Santu Das
Vs
Assistant Commissioner of CGST
& CX, Chandannagar Division & Ors.

Ms. Sutapa Roy Choudhury,
Mr. Abhijat Das,
Ms. Aratrika Roy.

... For the Petitioner.

Mr. Kaushik Dey,
Mr. Tapan Bhanja.

.....for the CGST authority.

Mr. A. Ray,
Mr. T. M. Siddiqui,
Mr. T. Chakraborty,
Mr. S. Sanyal.

.....for the State.

This matter has come up at the instance of the learned advocate for the petitioner submitting that in the order dated 28th November, 2023, there is a mistake by the recording officer, in recording the petitioner's name as Santu Das which has been wrongly recorded as Santa Das and the interim order was granted which the learned advocate for the respondent also agrees and which has also not been recorded.

Considering the facts recorded as hereinabove, the order dated 28th November, 2023 is recalled and a fresh order is passed which is as follows:-



Respondents shall file affidavit-in-opposition within four weeks; petitioner to file reply thereto within two weeks thereafter. Matter shall be listed for final hearing in the monthly list of February, 2024.

If petitioner pays further 20% of the balance disputed tax within two weeks from date and files proof of payment the same before the authority concerned, no coercive action for recovery of the demand in question shall be taken against the petitioner till 29th February, 2024 or until further order whichever is earlier.

Department is to take note of this order.

(Md. Nizamuddin, J.)