

08.01.2024
PB
Sl. No.10.

WPA 28758 of 2023

Ravi Agrahari
Vs
Deputy Commissioner, Chandni
Chawk Charge, Dharmatola & Ors.

Ms. Sutapa Roychoudhury,
Mr. Abhijat Das,
Ms. Aratrika Roy,
Mr. Anirban Chatterjee.
... For the Petitioner.

Mr. A. Ray,
Mr. T. M. Siddiqui,
Mr. T. Chakraborty,
Mr. S. Sanyal.
.....for the State.

Ms. Papiya Dutta.
.....for the respondent no.6 bank.

Heard learned Advocates appearing for the parties.

By this writ petition, petitioner has challenged the impugned order of the appellate authority under the relevant provisions of WBGST Act, confirming the order in original and dismissing the appeal of the petitioner. Though the aforesaid impugned order of the appellate authority is further appellable before the Tribunal, but the said forum is not available at the present and considering such circumstances, this writ petition is being entertained and let it be heard on exchange of affidavits by the parties.

Let the respondents file affidavit in opposition within four weeks; reply thereto, if any, to be filed by the petitioner within two weeks thereafter.

List the matter for final hearing in the monthly list of March, 2024.

If petitioner pays further 20% of the balance disputed tax within two weeks from date and files proof of the same before the authority concerned, no coercive action for recovery of the demand in question shall be taken against the petitioner till 31st March, 2024 or until further order whichever is earlier. If petitioner deposits the aforesaid amount within the time stipulated herein, he shall be allowed to operate the bank account in question and if petitioner fails to deposit the amount within the time stipulated herein, this interim order will not have any force.

(Md. Nizamuddin, J.)