

ITEM NO.4

COURT NO.4

SECTION III

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s).  
10244-10252/2013

(Arising out of impugned final judgment and order dated 03/10/2012 in WP No. 292/2007, WP No. 293/2007, WP No. 294/2007, WP No. 295/2007, WP No. 296/2007, WP No. 297/2007, WP No. 298/2007, WP No. 299/2007 and 300/2007 passed by the High Court of A.P. at Hyderabad)

RAGHAVENDRA PRESTRESS PRODUCTS PVT. LTD. Petitioner(s)  
VERSUS

COMMISSIONER OF COMMERCIAL TAXES, A.P. Respondent(s)  
(With appln. (s) for permission to file additional documents)

Date : 09/01/2015 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA  
HON'BLE MR. JUSTICE N.V. RAMANA

For Petitioner(s)

Mr. Gurukrishna Kumar, Sr. Adv.  
Mr. K. Parameshwar, Adv.  
Mr. Prassanna, Adv.  
Mrs. Sudha Gupta, Adv.

For Respondent(s)

Mr. Guntur Prabhakar, Adv.  
Ms. Prerna Singh, Adv.  
  
Mr. D. Mahesh Babu, Adv.  
M/s. Venkat Palwai Law Associates, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

Pursuant to order dated 21<sup>st</sup> July, 2014 passed by this Court, the Commercial Taxes Officers-I Adoni Circle passed an order dated 4<sup>th</sup> September, 2014 holding that no excess amount has been collected by the department. The competent authority has not given the detail of the claim nor

any reason to come to such conclusion. However, we find that the petitioner has been asked to produce documents, if available, with them to show excess payment made on free items supplied by railways. Pursuant to such observations, the petitioner has already submitted the detailed claim and documents. In that view of the matter, we direct the competent authority to pass a reasoned order, taking into consideration the reply and the documents submitted by petitioner within four weeks.

Post the matter after six weeks.

(Neeta)  
Sr. P.A.

(Suman Jain)  
COURT MASTER