

Orissa High Court
Case Status Information System

Case Status : Disposed
Status Of : WP(C) - Writ Petition under Art.226 & 227. 4816 Of 2017
Litigants : SHANKARLAL KHAITAN Vs. THE ASST COMMISSIONER OF INCOME TAX
Pet's Adv : M/S.BIJAY PANDA
Res's Adv :
Bench : HON"BLE MR. JUSTICE I.MAHANTY HON"BLE MR. JUSTICE BISWAJIT MOHANTY
Last Date of Hearing : Monday, March 27, 2017
Next / Final Date of Hearing : Thursday, March 30, 2017
Case Updated On : Friday, March 31, 2017
Category : INCOME TAX ACT 1961

Mr. B. Panda learned Senior Advocate enters appearance on behalf on the petitioner by filing Vakalatnama in Court today. The same be kept on record.

Heard Mr. B. Panda learned Senior Advocate and Mr. Acharya learned Senior Standing Counsel for the Income Tax Department.

The petitioner has filed the present writ application being aggrieved by non-supply of the certified copies of the order sheets for the assessment year 2010-11 2011-12 2012-13 2013-14 2014-15 & 2015-16 and the purported refusal on the part of the authorities concerned to entertain the application dated 8.2.2017 under Annexure-1 Series.

Mr. Acharya learned Senior Standing Counsel on behalf of the Income Tax Department submits that the application form was incomplete inasmuch as it did not contain the details of the specific order for which application has been sought nor the necessary costs have been deposited.

Having heard the learned counsel for the respective parties we observe that it is the right of every assessee to seek for the certified copies of entire order sheet of any assessment proceeding. While seeking for such copies even if details have not been provided however since the entire order sheet has been sought for it is open for the authorities to compute whatever is the amount payable for providing such certified copies and issue notice and demand the petitioner to deposit the same. On such deposit the certified copies as entitled shall be handed over forthwith. In such background we direct opposite party no.1 to act in tune with the above observation/direction of ours.

The writ application is accordingly disposed of.

Issue urgent certified copy on proper application.

Free copy of this order be handed over the learned Senior Standing Counsel.

Mahanty J.
Biswajit Mohanty J.