

2021-TIOL-1978-HC-PATNA-GST

IN THE HIGH COURT OF PATNA

Civil Writ Jurisdiction Case No. 17354 of 2021

SONA BISCUITS LTD AND ANR

Vs

THE UNION OF INDIA AND ORS

Sanjay Karol, CJ & S Kumar, J

Dated: October 01, 2021

Petitioner Rep by: Mr Ankit Kanodia, Adv., Mrs Mayuri, Adv.

Respondent Rep by: Dr Krishna Nandan Singh, ASG, Mr Anshuman Singh, Sr. SC CGST & CX, Mr Vikash Kumar, SC-11

GST

- The petitioner states that petition filed by Union of India, seeking transfer of similar petitions before Apex Court, stands dismissed - It has been left to the respective High Courts to decide the petitions in accordance with law - Let counter affidavit be positively filed by respondents within a period of four weeks - The court is not inclined to grant any interim stay: HC

Matter listed

JUDGEMENT

Per: Sanjay Karol:

Shri Ankit Kanodia, learned counsel for the petitioner states that petition filed by the Union of India, seeking transfer of similar petitions before Hon'ble the Apex Court, stands dismissed. He further states that it has been left to the respective High Courts to decide the petitions in accordance with law.

Statement taken on record.

Notice.

Dr. K.N. Singh, learned Additional Solicitor General assisted by Mr. Anshuman Singh, learned counsel takes notice on behalf of Respondent No. 1, namely the Union of India through the Secretary, Ministry of Finance, Department of Revenue, Government of India, having its office at Central Secretariat, North Block, New Delhi-110001 and Shri Vikash Kumar, learned Standing Counsel No. 11 takes notice on behalf of Respondent No. 2, namely the State of Bihar through its Principal Secretary cum Commissioner, Department of State Taxes, Government of Bihar, Patna.

As prayed for, let counter affidavit be positively filed by the respondents within a period of four weeks from today. Rejoinder thereto, if any, be filed within a period of four weeks thereafter.

We are not inclined to grant any interim stay. It shall be open for the authorities to take appropriate action, in accordance with law, which, of course, shall be subject to the outcome of the present petition.

List this case on 3rd of December, 2021.

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