

IN THE HON'BLE HIGH COURT OF ODISHA: CUTTACK.

(Original Jurisdiction Case)

W.P.(C) No. 5949 /2014

Code No. 100500

In the matter of :

An application under Articles 226 and 227 of the Constitution of India;



And

In the matter of :

Presented in Court

An application under The Income Tax and Rules frame there under.

B.O
Rachna
21/09/14

And



An application challenging the legality and validity of section 234E under the Income Tax Act.

And



An application challenging the intimation Under Section 200A levying late fee under Section 234E under the Income Tax Act.

And



Sri Partha Sarathi Das aged about 38 years
S/o-Late Gouranga Kinkar Das residing at Bamphi Sahi,
Po-Telenga Bazar, P.S. - Puraighat, Dist-Cuttack



....Petitioner

-Vrs-

1. Union of India Represented by its secretary to the Government of India Finance Department At-North Block, New Delhi-110001.
2. Central Board of Direct Taxes Department of Revenue Ministry of Finance, Government of India, At- North Block, New Delhi-110001
3. Commissioner of Income Tax (TDS) Ayakar Bhawan, Rajaswa Vihar, Bhubaneswar, Dist- Khurda
4. Commissioner of Income Tax , Ayakar Bhawan, Shelter Chhak, Tulsipur, Dist-Cuttack.
5. Deputy Commissioner of Income Tax , Centralised Processing Cell, TDS, Ayakar Bhawan, Sector-3, Vaishali, Ghaziabad, Uttar Pradesh-201010



.... Opp. Parties

[O. H. C.-98]

Sl. No. of Order	Date of Order	ORDER WITH SIGNATURE	Office note as to action (if any), taken on Order
03.	03.07.2014	<p>Heard.</p> <p>Issue notice.</p> <p>Five Extra copies of the brief be served on Mr. A.Mohapatra, learned Senior Standing Counsel for the Income Tax Department by Monday (07.07.2014), who submits that he has authorized to represent all the opposite parties. Counter affidavit, if any, be filed within a period of six weeks from today.</p> <p>List this matter in the week commencing 25th August, 2014.</p>	<p>Sd/- I. Mahanty, J.</p> <p>Sd/- S.K. Sahoo, J.</p>
04.	03.07.2014	<p><u>Misc. Case No.5546 of 2014</u></p> <p>Heard.</p> <p>It is directed that if any recovery is made from the petitioner in the meantime, such deposit/recovery shall be subject to the result of the writ petition.</p> <p>The Misc. Case is disposed of:</p> <p>Urgent certified copy of this order be granted on proper application.</p>	<p>Sd/- I. Mahanty, J.</p> <p>Sd/- S.K. Sahoo, J.</p>

