



IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE VIJU ABRAHAM

TUESDAY, THE 14TH DAY OF MAY 2024 / 24TH VAISAKHA, 1946

WP(C) NO. 17525 OF 2024

PETITIONER/S:

JOSEPH PONEKATTU VAKKACHAN
AGED 63 YEARS
PONEKATTU HOUSE, THOMASPURAM, MARADU, ERNAKULAM, PIN - 682304
BY ADVS.
K.N.SREEKUMARAN
P.J.ANILKUMAR (A-1768)
N.SANTHOSHKUMAR

RESPONDENT/S:

- 1 INCOME TAX OFFICER
INCOME TAX DEPARTMENT, NON CORP WARD 1(1) I.S. PRESS ROAD, KOCHI,
PIN - 682018
- 2 ADDITIONAL COMMISSIONER OF INCOME TAX
ASSESSMENT UNIT, INCOME TAX DEPARTMENT, NATIONAL FACELESS
ASSESSMENT CENTRE., ROOM NO:245, NORTH BLOCK NEW DELHI, PIN -
110001
- 3 COMMISSIONER OF INCOME TAX (APPEALS)
NATIONAL FACELESS APPEAL CENTRE, INCOME TAX DEPARTMENT, NEW DELHI,
PIN - 110001

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
14.05.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:



VIJU ABRAHAM, J.

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W.P (C) No. 17525 of 2024

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Dated this the 14th day of May, 2024

J U D G M E N T

Aggrieved by Ext.P1 order, petitioner has preferred Ext.P3 appeal and Ext.P4 stay petition which is stated to be pending consideration before the 3rd respondent.

2. The learned Standing Counsel appearing for the respondents would submit that Ext.P4 stay petition will be considered and disposed of without any delay.

3. In view of the above, this writ petition is disposed of with a direction to the 3rd respondent to take up Ext.P4 stay petition,



and pass orders thereon after affording an opportunity of hearing to the petitioner within a period of two months from the date of receipt of a copy of this judgment.

Till orders are passed as directed above, all further proceedings pursuant to Ext.P1 shall be kept in abeyance.

Sd/-

**VIJU ABRAHAM
JUDGE**

RMV



WP (C) No. 17525 of 2024

APPENDIX OF WP(C) 17525/2024

PETITIONER EXHIBITS

<i>Exhibit-P 1</i>	TRUE COPY OF THE ASSESSMENT ORDER DATED 9..03..2024 WITH DIN: ITBA/AST/S/147/2023-24/1062300111(1)
<i>Exhibit-P 2</i>	TRUE COPY OF THE DEMAND NOTICE DATED 9..03..2024 WITH DIN:ITBA/AST/S/15/2023-24/1062300176(1)
<i>Exhibit-P 3</i>	TRUE COPY OF THE APPEAL MEMORANDUM IN FORM NO: 35WITH ACKNOWLEDGEMENT BEARING NUMBER: 173109220120424
<i>Exhibit -P4</i>	TRUE COPY OF THE STAY PETITION DATED 12..04..2024 FILED ON 03..05..2024
<i>Exhibit -P5</i>	TRUE COPY OF THE ORDER IN SREE DHARMA PARIPALANA YOGAM VS. THE INCOME TAX OFFICER , W.P. (C) 16287/2024 DATED 23.04..2024