

Bihar State Financial Corporation, Fraser Road, Patna

Civil Writ Jurisdiction Case No.12122 of 2019

FORUM

Patna High Court

ORDER DATE

12 Feb 2021

NOTE TYPE

Source extract

01 CONCLUDING COURT PASSAGE - SOURCE EXTRACT

No. A.Y. Amount of Refund 1. 1985-86 8,37,518.00 2. 2006-07 41,52,167.00 3. 2007-08 2,56,09,221.00 4. 2008-09 1,13,02,086.00 5. 2009-10 15,226.00 6. 2011-12 11,28,844.00 7. 2014-15 15,87,260.00 8. 2015-16 20,50,200.00 Total 4,66,82,522.00 B. For any other relief which the petitioner may be found entitled to by the Hon'ble Court. Petitioner, a Public Sector Undertaking-cum- instrumentality of Government of Bihar, prays for writ of mandamus, with a direction to the respondent-Income Tax Department to pass order for refund of the amount along with statutory interest, to which the petitioner is entitled based on the assessment carried out with respect to the assessment year commencing from 1985-86 upto 2015-16. According to the petitioner, the total amount of refund is Rs.4,66,82,522/- We notice that present petition was filed in the year 2019 and, perhaps, with the passage of time, most of the amount may have been refunded. As such, as prayed for, we dispose of the present petition with direction to the respondent no.3, the Assistant Commissioner of Income Tax, Circle-2, Patna to process all cases for refund of the amount, subject matter of the present petition, positively within a period of 4 weeks from the date of passing of the order. Also the amount due, along with statutory interest, shall be refunded within a period of 4 weeks thereafter. Needless to say, issue of payment of interest shall also be examined accounting for the order passed, if any, by any appellate authority.

SOURCE & VERIFICATION

Supplied court copy / compilation pp. 525-527

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