IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE SEVENTEENTH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE BILAL NAZKI
and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 3605 of 2004

Between:
Sri N. Jayakrishna, S/o. Late Sri N.T.Rama Rao,
Ramakrishna 70 MM, NTR Estate, Jawaharlal Nehru Road,
Hyderabad.

..... PETITIONER

AND

The Commissioner of Income Tax II, Appeals-II, Income Tax Department, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to issue a Writ, Order or direction in the nature of Certiorari calling for the records of the respondent relating to the Appeal No. 0344/03-04 including the impugned proceedings No. 344/CIT[A]-II] 03-04 dated 16.2.2004 and be pleased to declare that the impugned proceedings dated 16.2.2004 as arbitrary, unreasonable and consequently direct the respondent to await the decision of the Income Tax Appellate Tribunal, Hyderabad in I.T.A.No.749/4/2003 and be pleased to pass such other order or orders as this Hon'ble Court deems fit and proper in the circumstances of the case.

For the Petitioner:MR.VILAS V.AFZULPURKAR

For the Respondent : MR.S.R.ASHOK

The Court Made the Following :

ORDER : (Per Sri Bilal Nazki, J).

The Counsel for Petitioner submits that the Writ Petition has become infructuous. Recording the said submission, the Writ Petition is dismissed as 'infructuous'.

ASST.REGISTRAR

//TRUE COPY//

SECTION OFFICER

ajr.

To

1. The Commissioner of Income Tax II, Appeals-II, Income Tax Department, Hyderabad.
2. Two C.Cs. to the Government Pleader for Tax, High Court Buildings, Hyderabad (O.U.T.).
3. Two C.D. copies.