IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY, THE NINTH DAY OF JANUARY
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE P.SAM KOSHY
AND

THE HONOURABLE SRI JUSTICE SUDDALA CHALAPATHI RAO

WRIT PETITION NO: 6298 OF 2023

Between:

KAKATIYA UNIVERSITY, WARANGAL Vidyaranyapuri, Hanamkonda, Telangana - 506009. Rep. by its Registrar.

.....PETITIONER

AND

1. The Commissioner of Income Tax(Exemptions), Aayakar Bhavan, Basheerbagh, Hyderabad, Telangana-500004.
2. The Deputy Commissioner of Income Tax(Exemptions), AayakarBhawan, Basheerbagh, Hyderabad, Telangana-500004.

.....RESPONDENTS

Petition Under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ, order or direction, more particularly one in the nature of Writ of Mandamus declaring the order passed by the 1st respondent vide Document Identification Number(DIN)- ITBA/COM/F/17/2022-23/1050060693 (1),dt. 23.02.2023 r/w Document Identification Number (DIN)- ITBA/ COM/ F/ 17/ 2022-23/1050014547(1),dt. 22.02.2023 as bad in law, violative of Principles of Natural Justice and against CBDT guidelines and instructions.

I.A.NO:1 OF 2023

Petition Under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay the recovery proceedings pursuant to the order passed by the 1st respondent

vide Document Identification Number (DIN)- ITBA/ COM/ F/ 17/ 2022-23/ 1050060693 (1), dt. 23.02.2023 r/w Document Identification Number (DIN)- ITBA/ COM/ F/17/2022-23/1050014547(1),dt. 22.02.2023 till the disposal of first appeal filed before first appellate authority, National Faceless Appeal Centre.

I.A.NO:1 OF 2025

Between:

1. The Commissioner of Income Tax(Exemptions), Aayakar Bhavan, Basheerbagh, Hyderabad, Telangana-500004.
2. The Deputy Commissioner of Income Tax(Exemptions), AayakarBhawan, Basheerbagh, Hyderabad, Telangana-500004.

.....PETITIONERS/WRIT RESPONDENTS Nos.1 & 2

AND

KAKATIYA UNIVERSITY, WARANGAL Vidyaranyapuri, Hanamkonda, Telangana - 506009. Rep. by its Registrar.

.....RESPONDENT/WRIT PETITIONER

Petition Under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to vacate the order dated 10.03.2023 passed in I.A. No.1 of 2023 in W.P.No.6298 of 2023.

Counsel for the Petitioners : SRI DUNDU SASHANK MANMOHAN

Counsel for the Respondents : SRI VIJHAY K.PUNNA (SENIOR SC FOR CBIC)

The Court made the following ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT YDERABAD

THE HONOURABLE SRI JUSTICE P.SAM KOSHY
AND
THE HONOURABLE SRI JUSTICE SUDDALA CHALAPATHI RAO

WRIT PETITION No.6298 of 2023

Date: 09.01.2026

Between:
Kakatiya University, Warangal.

... Petitioner

And
The Commissioner of Income Tax (Exemptions),
Hyderaband and another

...Respondents

ORDER: *(per Hon'ble Sri Justice P.Sam Koshy)*

Heard Mr.Dundu Sashank Manmohan, learned counsel for the petitioner and Mr.Vijhay K.Punna, learned Senior Standing Counsel for the Income Tax Department, for the respondents and perused the record.

2. Today, when the matter is taken-up for hearing, learned Standing Counsel after ascertaining from the Department has confirmed the fact that the Appellate Authority meanwhile has set aside the assessment orders referred in the impugned order under challenge in this writ petition for the assessment years 2016-2017,

2017-2018 and 2018-2019 and the matter stand now remanded back to the faceless authority for fresh assessment order to be passed.

3. In view of the same, since the grievance of the petitioner having got redressed from the appellate authority, we are of the considered opinion that nothing further remains to be adjudicated in this case at this juncture. However, we would like at this juncture to observe that since the assessment order itself has been set aside, the demand reflected in the portal against the petitioner may be rectified accordingly by the Department at the earliest.

4. With the aforesaid observation, this Writ Petition stands disposed of. No costs.

Miscellaneous applications pending, if any, shall stand closed.

SD/-MOHD. ISMAIL
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

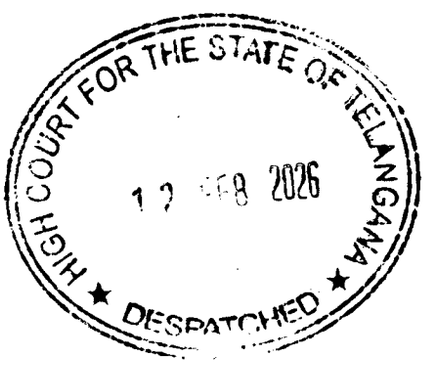
1. The Commissioner of Income Tax(Exemptions), Aayakar Bhavan, Basheerbagh, Hyderabad, Telangana-500004.
2. The Deputy Commissioner of Income Tax(Exemptions), AayakarBhawan, Basheerbagh, Hyderabad, Telangana-500004.
3. One CC to SRI DUNDU SASHANK MANMOHAN, Advocate [OPUC]
4. One CC to SRI VIJHAY K.PUNNA (SENIOR SC FOR CBIC) Advocate [OPUC]
5. Two CD Copies

SA
BS

CF

HIGH COURT

DATED:09/01/2026



ORDER

WP.No.6298 of 2023

DISPOSING OF THE W.P

WITHOUT COSTS.

SK
22-01-26.