

IN THE HIGH COURT OF KERALA AT ERNAKULAM

Present:

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

Wednesday, the 1st day of February 2012/12th Magha 1933

WP(C). No. 2559/2012 (T)

PETITIONERS:

1. KERALA CO-OPERATIVE EMPLOYEES UNION (CITU)
THIRUVANANTHAPURAM-1, REPRESENTED BY ITS SECRETARY.
C.B. ANIL, ACCOUNTANT
2. CHERANELLLOOR SERVICE CO-OPERATIVE BANK LTD.
CHERANELLLOOR, KANNAYANUR, ERNAKULAM
PIN-682034, RESIDING AT CHIRAPURATH HOUSE, CHERAL P.O.
T. R. SUNIL ASSISTANT SECRETARY
VARAPPETTY SERVICE CO-OPERATIVE BANK LTD. NO. 101B
VARAPPETTY-686 691, KOTHAMANGALAM, ERNAKULAM DISTRICT
RESIDING AT THAZHATHHEKKUDY HOUSE, VARAPPETTY P.O.
KOTHAMANGALAM.
- 3.

RESPONDENTS:

1. STATE OF KERALA
REPRESENTED BY THE CHIEF SECRETARY TO GOVERNMENT
SECRETARIAT, THIRUVANANTHAPURAM-695001
2. THE SECRETARY TO GOVERNMENT OF KERALA
DEPARTMENT OF CO-OPERATION, SECRETARIAT
THIRUVANANTHAPURAM - 695 001
3. THE UNION OF INDIA
REPRESENTED BY THE SECRETARY TO GOVERNMENT
MINISTRY OF FINANCE, NEW DELHI-110 001.
4. THE JOINT COMMISSIONER OF INCOME TAX (TDS)
C.R. BUILDING, I.S. PRESS ROAD, KOCHI-682 018
5. THE INCOME TAX OFFICER (TDS), KOCHI-682 018

Writ Petition (civil) praying inter alia that in the circumstances stated in the affidavit filed along with the WP(C) the High Court be pleased to stay collection of TDS as per Exhibit P9 and similar notices imposing Income Tax on the Provident Fund of the Co-operative Employees till the disposal of this Writ Petition.

This petition coming on for admission upon perusing the petition and the affidavit filed in support of WP(C) and upon hearing arguments of SRI. THAMPAK THOMAS AND SRI. B.V. JOY SANKER Advocates for the petitioner, the court passed the following

ORDER

Notice.

Interim stay is prayed for.

Post along with WP(C) 20711/09.

01-02-2012

SD/- ANTONY DOMINIC, JUDGE

/true copy/