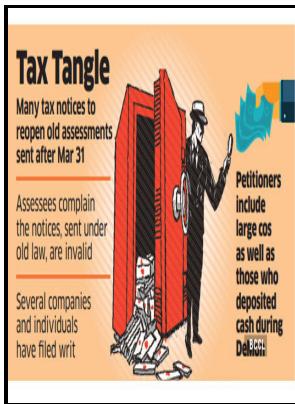


Writs in direct tax cases

Harnam Publications - GST: Writ petition not maintainable if alternative remedy available



Description: With reference to income tax in India.

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Notes: Includes index.
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Different Types of Writs and Writ Jurisdiction of High Courts

Thus, the Writ of Mandamus was issued to direct the officer to carry out the directions of the Tribunal. And it may not be refused only on the ground of availability of alternative remedy. Article 32 2 The Supreme Court shall have the power to issue directions or orders or writs, including writs in the nature of habeas corpus, mandamus, prohibition, quo warranto and certiorari, whichever may be appropriate, for the enforcement of any of the rights conferred by this Part.

Different Types of Writs and Writ Jurisdiction of High Courts

Lastly, it is claimed the writ of habeas corpus can only be issued after the person is detained and not to prevent a person from getting arrested. This writ is issued in directing the subordinate extending a judicial control in the matters concerning the appointment of officers under relevant statutory provisions. Principles for Exercise of Jurisdiction There are eight principles which regulate the exercise of jurisdiction under Article 226: Alternative remedy As we have discussed above that Article 226 provides for a discretionary remedy and high court has the power to refuse the grant of any writ if its is satisfied that the aggrieved party have adequate alternative remedy.

Fireside chat: Harmonising India's laws with international standards

The changes are stylistic only. Initially the Board was in charge of both direct and indirect taxes. Holt said that all the proceedings can be returned by writ of certiorari and same to be examined before the supreme court or higher court.

WRIT+PETITION+No

In response to the petitions, the newly appointed Colonial Secretary Lord Hillsborough ordered that Colonial assemblies be dissolved. Page limits are retained for papers prepared without the aid of a computer i.

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