Avinash Gupta Vs. Union of India

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SooperKanoon Citation : sooperkanoon.com/1178471

Court : Delhi

Decided On : Sep-14-2015

Judge : Rajiv Sahai Endlaw

Appeal No. : W.P.(C) No. 8771 of 2015 & CM Nos. 19409 of 2015 (for stay) & 19410 of 2015 (For Exemption)

Appellant : Avinash Gupta

Respondent : Union of India

Judgement :

1. The petition impugns the decision dated 9th September, 2015 of the Government of India refusing to extend the date prescribed of 30th September, 2015 for filing Income Tax Return of entities whose accounts are required to be audited.

2. The petitioners do not disclose any cause of action in their favour. Rather, in para 6 of the petition, it is pleaded that the petition is in the nature of public interest. However, the petition is not drafted as a Public Interest Litigation (PIL) and does not comply with the rules for filing a petition in public interest.

3. The counsel for the petitioners seeks to withdraw the petition with liberty to file a PIL.

4. Dismissed as withdrawn with liberty as aforesaid.

No Costs.