HIGH COURT OF ANDHRA PRADESH::AT AMARAVATI

MAIN CASE No. I.T.T.A.No.14 of 2026

PROCEEDING SHEET

Sl. No	DATE	ORDER	OFFICE NOTE
6.	14.07.2026	**DEV,J & SUN,J** **I.T.TA.No.14 of 2026** Heard. In view of the following substantial questions of law raised at Para No. i and ii of the grounds of appeal, as herein under: i. Whether, on the facts and in the circumstances of the case and in law, the order of the ITAT is ex facie perverse in deleting the addition made towards unexplained expenditure u/s 69C of the Act by holding that the same could not be assessed in the hands of the assessee, ignoring material evidence collected during survey proceedings, sworn statements of employees, and confirmations furnished by the assessee himself, thereby giving rise to a substantial question of law in view of the ratio laid down by the Hon'ble Supreme Court in Sudarshan Silk & Sarees vs. CIT 300 ITR 205? ii. Whether, on the facts and in the circumstances of the case and in law, the ITAT was justified in upholding the order of the CIT(A) in deleting the addition made under section 2(22)(e) of	Contd..

the IT Act towards deemed dividend, by accepting the assessee's plea that the amounts received were merely repayments of sums earlier advanced by him to the company, despite the assessee having taken a contradictory stand before the Assessing Officer that such amounts represented advances for development of land, without affording the Assessing Officer an opportunity to examine or enquire into such mutually inconsistent explanations, thereby rendering the finding ex facie perverse and giving rise to a substantial question of law?

Admit.

Issue notice to the respondent.

Post in the usual course for hearing.

DEV, J

SUN,J

SA
