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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 9703/2024 & CM APPL. 39797/2024 (Interim Stay)

**ARENA SUPERSTRUCTURES PRIVATE  
LIMITED**

.....Petitioner

Through: Mr. R. Santhanam, Mr. Vishal,  
Mr. Madhusudhan, Advs.

versus

**ASSISTANT COMMISSIONER OF INCOME TAX  
& ANR.**

.....Respondents

Through: Mr. Indruj Singh Rai, SSC with  
Mr. Sanjeev Menon and Mr.  
Rahul Singh, JSC.

**CORAM:**

**HON'BLE MR. JUSTICE YASHWANT VARMA**

**HON'BLE MR. JUSTICE RAVINDER DUDEJA**

**ORDER**

% **18.07.2024**

**CM APPL. 39798/2024 (Exemption)**

Allowed, subject to all just exceptions.

This application stands disposed of.

**W.P.(C) 9703/2024 & CM APPL. 39797/2024 (Interim Stay)**

Notice. Since the respondents are duly represented by learned counsel, let a reply be filed within a period of three weeks from today. The petitioner shall have two weeks thereafter to file a rejoinder affidavit.

Prima facie and bearing in mind the undisputed position that that the Resolution Plan under the Insolvency and Bankruptcy Code, 2016 [“IBC”] came to be approved on 19 July 2023, we find ourselves unable to sustain the action of assessment. Matter requires



consideration.

We, accordingly, and till the next date of listing, restrain the respondents from taking further steps pursuant to the impugned notice dated 30 March 2024

List along with W.P.(C) 6133/2024 to be called on 29.08.2024 i.e. the date fixed.

**YASHWANT VARMA, J.**

**RAVINDER DUDEJA, J.**

**JULY 18, 2024/neha**