$~17

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

\+ W.P.(C) 4323/2006

M/S SATNAM OVERSEAS LTD. & ANR .....Petitioners

Through: Mr. Salil Kapoor, Mr. Sumit Lalchandani, Ms. Ananya Kapoor & Ms. Sejal Arora, Advs.

versus

ASST. COMMISSIONER OF INCOME TAX .....Respondent

Through: Ms. Naincy Jain & Ms.Madhavi Shukla, JSCs and Mr. Udit Dad, Adv.

CORAM:
HON'BLE MR. JUSTICE DINESH MEHTA
HON'BLE MR. JUSTICE VINOD KUMAR

O R D E R

% 01.04.2026

1. Instant writ petition has been preferred challenging the order dated 21.02.2006 passed by the respondent under Section 142(2A) of the Income Tax Act, 1961 (*hereinafter referred to as 'the Act of 1961'*) for conducting special audit of the petitioner for Assessment Year (AY) 2003-04.

2. Learned counsel for the petitioner submitted that after some time, a search was conducted at petitioner's premises on 05.12.2007 and when the exercise of assessing the petitioner for the block period was undertaken, in which the said year (AY 2003-04) was also included, a special audit was ordered to be conducted during the proceedings under Section 153A of the Act of 1961.

3. He submitted that in view of this development, the order dated 21.02.2006 requiring special audit of the petitioner lost its efficacy because,

an audit has already been done at the instance of the Department.

4. Ms. Naincy Jain, learned Junior Standing Counsel for the respondent-Department, is directed to complete her instructions as to whether the Department is still insisting upon a special audit of the petitioner in furtherance of order dated 21.02.2006 that too for AY 2003-04.

5. List this case on 29.04.2026.

DINESH MEHTA, J

VINOD KUMAR, J

APRIL 1, 2026
kk