IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 2628 OF 2023

Ketan Korde. .. Petitioner.
Vs.
Income Tax Officer-2, Itarsi & ors. .. Respondents

Mr. Vasudeo Ginde a/w. Mr. Kumar U. Kale, for Petitioner.

Mr. Suresh Kumar, for respondents.

CORAM : DHIRAJ SINGH THAKUR &
KAMAL KHATA, J.J.

DATE : 15th MARCH, 2023.

P.C. :

1. The Petitioner challenges the notice under section 148 of the Income Tax Act, 1961 dated 31st March, 2022 for assessment year 2018-19, *inter alia* on the ground that the order passed under section 148A(d) of the Act dated 31st March, 2022 was not signed by the Assessing Officer which was a pre-requisite. Apart from this, it is stated that while the proceedings were sought to be initiated against the petitioner based upon the information that the petitioner had made a cash payment(on money) of Rs. 18 Lacs for purchase of a Flat/shop at Navi Mumbai, the information provided was cryptic and without any material.

2. Issue notice to the respondents.

3. Mr. Suresh Kumar waives service of notice on behalf of the respondents and is granted six weeks time to file reply.

4. In the meantime, there shall be ad-interim relief in terms of prayer clause (d) of the Petition.

5. List the matter on 26th April, 2023.

[KAMAL KHATA, J.] **[DHIRAJ SINGH THAKUR, J.]**