

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Income Tax Appeal No. 68/2026

The Principal Commissioner Of Income Tax-1,

----Appellant

Versus

Goldendunes Height Llp

----Respondent

For Appellant(s) : Mr. Nitin Jain with
Ms. Kriti Kalawatia

For Respondent(s) :

HON'BLE MR. JUSTICE INDERJEET SINGH
HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

28/04/2026

Heard.

This appeal is admitted on following substantial questions of law:

- "a). Whether on the facts and the circumstances of the case and in law, the ITAT was justified in deleting the addition of Rs. 6,38,03,000/- made on account of unexplained cash credit u/s 68 of the Act while during the assessment proceeding the genuineness creditworthiness of unsecured loan was not proved?*
- d). Whether on the facts and the circumstances of the case and in law, the ITAT was justified in treating the issue of addition under section 68 of the Income-tax Act, 1961 as a pure question of fact, ignoring that incorrect application of statutory requirements under section 68 raises a substantial question of law?*
- e). Whether on the facts and the circumstances of the case and in law, the ITAT was justified in upholding deletion of addition under section 68 merely on the basis that transactions were routed*

through banking channels and confirmations and ITRs were filed, without examining real creditworthiness, genuineness and surrounding circumstances?"

Issue notice to the respondent(s).

(ASHOK KUMAR JAIN),J

(INDERJEET SINGH),J

PREETI VALECHA/MONU/47