OD-6

ORDER SHEET

IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
ORIGINAL SIDE

WPO/789/2025

ECOLITE WIRE PRIVATE LIMITED
VS
INCOME TAX OFFICER, WARD 3(1), KOLKATA AND OTHERS

BEFORE:
The Hon'ble JUSTICE KAUSIK CHANDA
Date : 8th April, 2026.

Appearance:
Mr. Anil Kumar Dugar, Adv.
Mr. Rajarshi Chtterjee, Adv.
Ms. Sangita Das, Adv.
…for the petitioner.

Mr. Aryak Dutt, Adv.
Mr. Amit Sharma, Adv.
…for the Income Tax.

Ms. Rama Chakraborty, Adv.
…for the Union of India.

The Court: Let the respondents file an affidavit-in-opposition to the writ petition within a period of four weeks from date; reply thereto, if any, may be filed by the petitioner within a period of two weeks thereafter.

List the matter after six weeks under the heading “To Be Mentioned”.

It appears that while granting approval in terms of Section 148A (3) of the Income Tax Act, 1961, the approving authority mentioned that there was no reply given by the petitioner in terms of Section 148A(2) of the Act of 1961.

Prima facie, it appears that the petitioner duly submitted its reply under the said provision before the authority.

This Court is *prima facie* satisfied that the authority while granting approval did not at all consider the reply of the petitioner which was already on record.

In view of the aforesaid, there shall be stay of the order passed under Section 148A (3) of the Act of 1961 and the consequential steps taken by the authority for a period of two months from date.

(KAUSIK CHANDA, J.)

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