tIT E M NO.22 & 85 COUR T NO.5 SECT I O N I I I A

S UP R E M E CO U R T O F I N D I A
R ECO R D OF P R OC E E D I N G S

Petition(s) for Special Leave to Appeal (Civil)...CC 2822/ 2009

(From the judgment and order dated 17/07 / 2008 in ITA No. 949/2007
of The H I G H COU RT OF BO M B A Y)

C.I.T., MU M B A I Petitioner(s)

VE R S U S

M / S A K U L INV E S T M E N T S LTD. Respondent(s)

(With appln(s) for c/delay in filing SL P)

WITH
S.L.P.(C)...CC NO.3315 of 2009- With appln(s) for c/delay in filing SL P
and with office report

Date: 16/03 / 2 009 This Petition was called on for hearing today.

COR A M :
HON' B L E M R. JUST I C E S.H. K A P A D I A
HON' B L E M R. JUST I C E AFTA B ALA M

For Petitioner(s) Mr. G.E. Vahanvati, SG.
Mr. T.V. Ratnam, Adv.
Mr. Kul Bharat, Adv.
Mr. B.V. Balaram Das,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
O R D E R

Issue notice as to why the matter should not be remitted to the High Court. One of the points which arises for determination is whether the transaction in question was a device resorted to evade tax? That question has not been answered by the High Court.

Dasti granted.

(S. Thapar) (Madhu Saxena)
PS to Registrar Court Master