

ØITEM NO.1 COURT NO.3 SECTION IIIA  
SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).2984/2007  
(From the judgement and order dated 18/08/2006 in ITA No. 1238/2006 of The HIGH COURT  
OF DELHI AT N. DELHI)

COMMNR. OF INCOME TAX, NEW DELHI

Petitioner(s)

VERSUS

M/S R.B. NARAIN SINGH

Respondent(s)

(With appln(s) for permission to file additional grounds and with prayer for interim relief and

office report)(For Final Disposal)

WITH SLP(C) NO. 2981 of 2007

(With appln(s) for permission to file addl. grounds)

(For Final Disposal)

Date: 28/08/2008 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHAN

HON'BLE MR. JUSTICE V.S.SIRPURKAR

For Petitioner(s) Mr. H.Raghavendra Rao, Adv.for  
Mr. B.V. Balaram Das,Adv.

For Respondent(s) Mr. D.N. Sahaney, Adv.  
Mr. M.K.Rastogi, Adv.  
Mr. Bhargava V. Desai,Adv.  
Mr. Rahul Gupta,Ms. Reema Sharma, Advvs.

UPON hearing counsel the Court made the following  
ORDER

On a statement made by the counsel for the respondent on 07th August, 2008 that for the assessment years 1993-94, 1994-95 and 1998-99 in which the same point was in issue, revenue has accepted the decision. The present case was adjourned to enable the counsel appearing for the revenue to ascertain as to whether for the assessment years 1993-94, 1994-95 and 1998-99 the revenue has accepted the decision in the assessee's own case.

Learned counsel appearing for revenue, after ascertaining the facts, states that in fact revenue did not file any appeal against the order of the Tribunal for assessment years 1993-94 and 1994-95 and the High Court for the assessment year 1998-99.

As the revenue has accepted the decision in the assessee's own case for the earlier assessment years, the present petitions deserve to be dismissed. Accordingly, the special leave petitions are dismissed leaving the parties to bear their own costs.

(Parveen Kr. Chawla)

(Savita Sainani)

Court Master

Court Master