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ITEM NO.11

COURT NO.1

SECTION IIIA

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil)...../2012
(CC 5653/2012)
(From the judgement and order dated 01/08/2011 in ITA No.781/2006
of The HIGH COURT OF KARNATAKA AT BANGALORE)

C.I.T BANGALORE & ANR

Petitioner(s)

VERSUS

IRFAN SHERIFF

Respondent(s)

(With appln(s) for c/delay in filing SLP)

Date: 03/08/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE A.K. PATNAIK
HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR

For Petitioner(s) Mr. Gaurab Banerji,ASG.

Mr. Imtiaz Ahmed,Adv.
Mr. Sahil Tagotra,Adv.
Ms. Anil Katiyar,Adv.

For Respondent(s)

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

Issue notice limited to Question No.(b), which is re-
produced below:

"Whether the Hon'ble High Court was right on the facts and
in the circumstances for the assessee's case, in holding
that the assessee is eligible for deduction u/s 80HHC on
the basis of 'profits of the business' as computed without
excluding the amount of deduction already allowed u/s
80IB

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from such profits? And whether the Hon'ble High Court was
right in not appreciating the true legal import of the
provisions of sub-section (13) of section 80IB r/w
s.80IA(9) with reference to the deduction to be allowed
u/s 80HHC of the Act?"

Issue notice also on the application for condonation of
delay.

[T.I. Rajput]
A.R.-cum-P.S.

[Indu Satija]
Court Master