

**SECTION III-A**  
**IN THE SUPREME COURT OF INDIA**  
**CIVIL APPELLATE JURISDICTION**  
**PETITION FOR SPECIAL LEAVE TO APPEAL NO...CC No. 18500 of 2016**  
**WITH**  
**INTERLOCUTORY APPLICATION NO. 1**

(Application for condonation of delay in filing Special Leave Petition)

**COMMISSIONER OF INCOME TAX  
(INTERNATIONAL TAXATION)-1**

**...PETITIONER**

**VERSUS**

**M/S. ALCATEL LUCENT ITALIA SPA**

**...RESPONDENT**

**OFFICE REPORT**

It is submitted for information of the Hon'ble Court that the Special Leave Petition above-mentioned is filed against the impugned judgment and final order dated 27<sup>th</sup> February, 2015 of the High Court of Delhi at New Delhi in ITA No. 130 of 2015 and is barred by time by 464 days. The counsel for the Petitioner has filed Application for condonation of delay in filing Special Leave Peitition.

It is further submitted for information of the Hon'ble Court that SLP No. 28866 of 2016 @ S.L.P.(C)...CC No. 17770 of 2016 entitled "COMMISSIONER OF INCOME TAX-1, NEW DELHI vs M/S. ALCATEL LUCENT ENTERPRISE." arising out of common order which was listed before the Hon'ble Court on 26<sup>th</sup> September, 2016, when the Hon'ble Court has directed to issue notice. (Copy of the Order dated 26<sup>th</sup> September, 2016, is enclosed herewith for reference).

It is further submitted for information of the Hon'ble Court that CIVIL APPEAL No. 8887 of 2016 @ SLP (C) No. 26740 of 2016 @ S.L.P.(C)...CC No. 16305 of 2016 entitled "COMMISSIONER OF INCOME TAX-1 NEW DELHI vs M/S ALCATEL LUCENT SHANGAI BELL." arising out of common order which was listed before the Hon'ble Court on 9<sup>th</sup> September, 2016, when the Hon'ble Court has granted leave. (Copy of the Order dated 9<sup>th</sup> September, 2016 is enclosed herewith for reference).

It is lastly submitted that Counsel for the petitioner has filed a letter dated 21<sup>st</sup> September, 2016 stating therein regarding referred judgment in the case of DIT Vs Ericsson A.B (2012) mentioned in the impugned order that relevent portion has been extensively reproduced in para 5 itself hence its filing may be dispensed with. Copy of the letter dated 21<sup>st</sup> September, 2016 is annexed at page no. 585 of paper book.

The matter alongwith application above-mentioned is listed before the Hon'ble Court with this Office Report.

DATED THIS THE 30TH DAY OF SEPTEMBER, 2016.

**ASSISTANT REGISTRAR**

COPY TO:

Mrs. Anil Katiyar, Advocate

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**ASSISTANT REGISTRAR**