

**SECTION III-A
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION**

PETITION FOR SPECIAL LEAVE TO APPEAL NO...CC 4957 OF 2015

WITH

INTERLOCUTORY APPLICATION NO. 1

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

COMMISSIONER OF INCOME TAX-8

...PETITIONER

VERSUS

M/S ATOS ORIGIN (INDIA) PVT. LTD.

...RESPONDENT

OFFICE REPORT

It is submitted for information of the Hon'ble Court that the Special Leave Petition above-mentioned is filed against the Judgment and Order dated 8th October, 2014 of the High Court of Judicature at Bombay in ITA No. 981 of 2012 and is barred by time by 52 days. The Counsel for the Petitioner has filed Application for Condonation of delay in filing Special Leave Petition.

It is further submitted for the information of the Hon'ble Court that Special Leave Petition No. (C) 23077 of 2014 entitled "COMMISSIONER OF INCOME TAX -8 vs M/S ATOS ORIGIN (INDIA) PVT. LTD." arising from relied upon Order between the same parties which was listed before the Hon'ble Court on 8th September, 2014, when the Hon'ble Court has directed to issue notice. (Copy of the Order dated 8th September, 2014 is enclosed herewith for reference.)

It is further submitted for the information of the Hon'ble Court that Civil Appeal 9202 of 2013 @SLP(C) No. 32735 of 2013 entitled "CIT vs M/S ATOS ORIGIN PVT LTD" between the same parties which was listed before the Hon'ble Court on 17th October, 2013, when the Hon'ble Court has granted leave. (Copy of the Order dated 17th October, 2013 is enclosed herewith for reference.)

The matter above mentioned was listed before the Hon'ble Judge in Chamber on 5th August, 2015 for not filing of Additional documents when His Lordship was pleased to pass the following Order:-

"As per the office report dated 29.04.2015, counsel for the petitioner has not filed additional documents as per his undertaking.

As as last chance, two weeks' time is granted to do the needful failing which, the matter be placed before an appropriate Bench. "

It is submitted for the information of the Hon'ble Court that Counsel for the petitioner has not filed the Additional documents so far.

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

DATED THIS THE 7TH DAY OF SEPTEMBER, 2015.

ASSISTANT REGISTRAR

COPY TO:

Mrs. Anil Katiyar, Advocate

ASSISTANT REGISTRAR

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