

**SECTION IIIA
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION**

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NO. CC. 4150 2016

WITH

INTERLOCUTORY APPLICATION NO. 1

(Application for condonation of delay in filing SLP)

COMMISSIONER OF INCOME TAX & ANR

...PETITIONERS

VERSUS

THE EXECUTIVE ENGINEER

...RESPONDENT

OFFICE REPORT

It is submitted for information of the Hon'ble Court that the Special Leave Petition is filed against the Judgment and order dated 11th August 2015 of High Court of Karnataka, Dharwad Bench in ITA No. 91 of 2014 and is barred by time by 106 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 SLP No. 5896 of 2016 @ CC . No. 3312 of 2016 entitled "COMMISSIONER OF INCOME TAX, KARNATAKA AND ANR vs THE EXECUTIVE ENGINEER O AND M DIVISION" arising from similar issue which was listed before the Hon'ble Court on 26th February, 2016, when the Hon'ble Court has directed to issue notice. (Copy of the Order dated 26th February, 2016 is enclosed herewith for reference).

It is further submitted for the information of the Hon'ble Court that SLP No. 7781-96 of 2013 @ CC . No. 2790-2805 of 2013 entitled "COMMISSIONER OF INCOME TAX & ORS. vs KARNATAKA POWER TRANSM. CORP.LTD." arising from similar issue which was listed before the Hon'ble Court on 28th January 2013, when the Hon'ble Court has directed to issue notice. (Copy of the Order dated 28th January 2013 is enclosed herewith for reference).

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

DATED THIS THE 4TH DAY OF MARCH 2016.

ASSISTANT REGISTRAR

Copy To:-

Mr. B.V. Balaram Das, Advocate

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ASSISTANT REGISTRAR