

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No(s).24603/2008

(From the judgement and order dated 13/08/2007 in TC No.1060/2004 of The HIGH COURT OF MADRAS)

JT.COMMR.OF INCOME TAX SPL.RANGE-II

Petitioner(s)

V E R S U S

M/S NARASIMHA MILLS LTD.COIMBATORE

Respondent(s)

(With appln(s) for c/delay in filing SLP, prayer for interim relief and office report)

Date: 07/07/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN
HON'BLE MR. JUSTICE SWATANTER KUMAR

For Petitioner(s)

Mr. Parag P. Tripathi,ASG
Mr. Arijit Prasad,Adv.
Mr. D.D. Kamath,Adv.
Ms. Arti Gupta,Adv.
Mr. B.V. Balaram Das,Adv.

For Respondent(s)

U P O N h e a r i n g c o u n s e l t h e C o u r t m a d e t h e f o l l o w i n g
O R D E R

Delay condoned.

Leave granted.

None appears for the respondent-assessee, though served.

The appeal is disposed of with no order as to costs.

[Alka Dudeja]
A.R.-cum-P.S.

[Madhu Saxena]
Assistant Registrar

(Signed order is placed on the file)
IN THE SUPREME COURT OF INDIA

C I V I L A P P E L L A T E J U R I S D I C T I O N

C I V I L A P P E A L N O . 4 9 7 7 O F 2 0 1 0
(Arising out of S.L.P. (C) No.24603 of 2008)

Joint Commissioner of Income Tax
Special Range-II

...Appellant(s)

V e r s u s

M/s. Narasimha Mills Ltd., Coimbatore

...Respondent(s)

O R D E R

Delay condoned.

Leave granted.

None appears for the respondent-assessee, though served.

This matter is squarely covered by the judgements of this Court in the cases of Commissioner of Income Tax vs. Saravana Spinning Mills Private Limited, reported in [2007] 293 ITR 201 and Commissioner of Income Tax vs. Ramaraju Surgical Cotton Mills, reported in [2007] 294 ITR 328.

Accordingly, the civil appeal filed by the Department is disposed of in terms of the judgements of this Court in Saravana Spinning Mills Private Limited [supra] and Ramaraju Surgical Cotton Mills [supra] with no order as to costs.

.....CJI.
[S.H. KAPADIA]

.....J.
[K.S. RADHAKRISHNAN]

.....J.
[SWATANTER KUMAR]

New Delhi,
July 07, 2010.