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ITEM NO.13

COURT NO.4

SECTION IIIA

SUPR EME COUR T OF I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil)...CC 8970/2009

(From the judgment and order dated 02/09/2008 in TA No. 606/2008  
of The HIGH COURT OF GUJARAT AT AHMEDABAD)

C.I.T., AHMEDABAD

Petitioner(s)

VERSUS

M/S MASTEK LTD.

Respondent(s)

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

Date: 27/07/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.H. KAPADIA

HON'BLE MR. JUSTICE AFTAB ALAM

For Petitioner(s)

Mr. Parag Tripathi, ASG

Mr. Kunal Bahri, Adv.

Mr. Manish Pushkarna, Adv.

Mr. B.V. Balaram Das, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following  
ORDER

Issue notice limited as to why the matter should not be remitted to  
the High Court for considering the question of interpretation of Section  
35AB. In this case the High Court has refused to frame the question.  
Prima facie we are of the view that Section 35AB needs to be interpreted,  
hence notice.

(S. Thapar)  
PS to Registrar

(Madhu Saxena)  
Court Master