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SECTION III-A

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
PETITION FOR SPECIAL LEAVE TO APPEAL (C) NO. 17652 OF 2011

COMMISSIONER OF INCOME TAX-I

...PETITIONER

VERSUS

RISHI SHIPPING
OFFICE REPORT

...RESPONDENT

The matter above-mentioned was listed before the Hon'ble Court on 8th July, 2011, when the Court was pleased to pass the following order:

“Delay condoned.

Issue notice on the question of law, which reads as follows:

“II. Whether the High Court was right in passing the impugned order and in confirming the deletion of the addition of Rs. 68,50,872.00 on account of disallowance of interest payment on capital asset introduced by the partner as interest is allowable on funds borrowed by the firm or introduced by the partner in firm although it left the question of status of the assessee as Association of Persons or Partnership firm?”

It is submitted that show cause notice was issued to the Sole Respondent Ms. Sumita Ray, Advocate has filed vakalatnama and memo of appearance on behalf of sole Respondent but no counter affidavit filed so far.

The matter was again listed before the Ld. Registrar's Court on 1st August, 2013 when the following order was passed.

“The learned counsel for her respondent has made a submission at Bar that no Counter Affidavit is required to be filed in the matter. No further steps required. The matter be processed for listing before the Hon'ble Court, as per rules.”

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

DATED THIS THE 5TH DAY OF AUGUST, 2013.

ASSISTANT REGISTRAR

COPY TO:

Mr. B. V. Balram Das, Advocate

Ms. Sumita Ray, Advocate

ASSISTANT REGISTRAR