

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).16093/2007
(From the judgement and order dated 18/09/2006 in TC No.2301/2006
of The HIGH COURT OF MADRAS)

COMMR.OF INCOME TAX,MADURAI Petitioner(s)

VERSUS

M/S DATTATREYA TEXTILES LIMITED Respondent(s)

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

Date: 02/08/2010 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. Kunal Bahri,Adv.
Ms. Arti Gupta,Adv.
Mr. B.V. Balaram Das,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
O R D E R

None appears for the respondent, though served.

Delay condoned.

Leave granted.

Heard learned counsel for the appellant.

The civil 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

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.6182 OF 2010
(Arising out of S.L.P. (C) No.16093 of 2007)

Commissioner of Income Tax, Madurai ...Appellant(s)

Versus

M/s. Dattatreya Textiles Limited ...Respondent(s)

O R D E R

None appears for the respondent, though served.
Delay condoned.
Leave granted.
Heard learned counsel for the appellant.

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 I.T.R. 201 and Commissioner of Income Tax vs. Ramaraju Surgical Cotton Mills, reported in [2007] 294 I.T.R. 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,
August 02, 2010.