SECTION-III-A
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NO...CC 20741 OF 2014

WITH
INTERLOCUTARY APPLICATION NO. 1
(Application for condonation of delay in filing Special Leave Petition)

COMMISSIONER OF INCOME TAX, MORADABAD & ANR. ...PETITIONERS

VERSUS

M/S. DHAMPUR SUGAR MILLS LTD. ...RESPONDENT

OFFICE REPORT

It is submitted for information of the Hon'ble Court that the Special Leave Petition above-mentioned is filed against the final impugned Judgment and order dated 16th December, 2013 of the High Court of Judicature at Allahabad in ITA No. 461 of 2007 and is barred by time by 242 days. The Counsel for the Petitioner has filed application for condonation of delay in filing Special Leave Petition.

It is further submitted for information of the Hon'ble Court that the Special Leave Petition No. 20946 of 2014 @C.C..No 11239 of 2014 entitled "M/S DHAMPUR SUGAR MILLS LTD. vs COMMISSIONER OF INCOME TAX & ANR." arising from common followed Judgment is pending before the Hon'ble Court, which was listed before the Hon'ble Court on 30th July, 2014, when the Hon'ble Court has directed to issue notice.(Copy of the Order dated 30th July, 2014 is enclosed herewith for reference.)

It is further submitted for information of the Hon'ble Court that the Civil Appeal No. 8419 of 2003 @SLP(C) 20079 of 2002 entitled "M/S. DYNAMIC ORTHOPEDICS P.LTD. vs COMMISSIONER OF INCOME TAX, KERALA" referred to as Annexure P-5 is pending before the Hon'ble Court, which was listed before the Hon'ble Court on 16th February, 2010 when the Hon'ble Court directed to place the matter before the Hon'ble Chief Justice of India for appropriate direction as the matter needs reconsideration by a Larger Bench of this Court. Copy of the order dated 16th December, 2010 is annexed as Annexure P-5 at Page No. 329-343 of the SLP paper books.

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

DATED THIS THE 15TH DAY OF DECEMBER, 2014.

ASSISTANT REGISTRAR

COPY TO:

Mrs. Anil Katiyar, Advocate

ASSISTANT REGISTRAR

rm4