

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

Petition for Special Leave to Appeal (Civil) No.26176/2011
(From the judgment and order dated 09/08/2010 in ITA No.681/2009 of The
HIGH COURT OF GUJARAT AT AHMEDABAD)

COM. OF INCOME TAX-I

Petitioner(s)

VERSUS

DEEPAK NITRITE LTD.

Respondent(s)

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

SLP(C) NO. 337 of 2012

(With office report)

SLP(C) NO. 23457-23458 of 2012

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

Date: 02/11/2012 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.K. JAIN

HON'BLE MR. JUSTICE MADAN B. LOKUR

For Petitioner(s)

Mr. A.S. Chandhiok, ASG
Mr. V.K. Biju, Adv.
Mr. N.K. Koshal, Adv.
Ms. Niranjana Singh, Adv.
Ms. Purnima Bhat, Adv.
Mr. D.L. Chidananda, Adv.
Ms. Gargi Khanna, Adv.
Mrs Anil Katiyar, Adv.
Mr. Ritesh Kumar, Adv.
Mr. Piyush Sanghi, Adv.
Ms. Shweta Gupta, Adv.
Mr. Siddharth Tyagi, Adv.
Mr. Honey Singh, Adv.
Mr. N.K. Kaushik, Adv.
Mr. Vikas Malhotra, Adv.
Mr. B.V. Balaram Das, Adv.

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For Respondent(s) Mr. D.N. Ray, Adv.
 Mr. Lokesh K. Choudhary, Adv.
 Mrs. Sumita Ray, Adv.-on-Record

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

Delay condoned.

Mr. A.S. Chandhiok, learned ASG appearing for the revenue, submits that in the decision, dated 30th August, 2012, rendered by this Court in Civil Appeal No.197 of 2005 (Commissioner of Income Tax, Tamil Nadu versus M/s Dynavision Limited), an earlier decision of this Court in Commissioner of Income Tax, Calcutta versus M/s British Paints India Ltd. [1992 Supp.(1) SCC 55] was perhaps not brought to the notice of the Court.

Be that as it may, we are of the view that no ground is made out for our interference with the impugned judgments. The special leave petitions are dismissed accordingly.

|(VINOD LAKHINA)
|Court Master

| |(CHARANJEET KAUR)
| |Court Master

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