

Listed on:- 2-12-2016  
Court:- 8  
Item no. 33

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

**PETITION FOR SPECIAL LEAVE TO APPEAL NO...CC No. 22418 of 2016  
WITH  
INTERLOCUTORY APPLICATION NO. 1  
(Application for condonation of delay in filing Special Leave Petition)**

**THE DIRECTOR OF INCOME TAX & ANR.**

**...PETITIONERS**

**VERSUS**

**M/S GOKULA EDUCATION FOUNDATION (MEDICAL)**

**...RESPONDENT**

**OFFICE REPORT**

It is submitted for information of the Hon'ble Court that the Special Leave Petition above-mentioned is filed against the impugned Judgment and final order dated 22<sup>nd</sup> February, 2016 of the High Court of Judicature of Karnataka at Bangalore in ITA No. 430 of 2013 and is barred by time by 140 days. The counsel for the Petitioner has filed Application for condonation of delay in filing Special Leave Peitition.

It is further submitted for information of the Hon'ble Court that Civil Appeal No. 9722 of 2016 @ SLP (C) No. 28390 of 2016 @ CC No. 17523 of 2013 entitled "THE DIRECTOR OF INCOME TAX BANGALORE AND ANR vs M/S GOKULA EDUCATION FOUNDATION" arising out of common order which was listed before the Hon'ble Court on 23<sup>rd</sup> September, 2016, when the Hon'ble Court has granted leave. (Copy of the Order dated 23<sup>rd</sup> September, 2016 is enclosed herewith for reference).

It is further submitted for information of the Hon'ble Court that Counsel for the petitioner has filed a letter stating therein that required reportable judgment is under appeal before this court in Civil Appeal NO. 5901 of 2013 and regarding order dated 3<sup>rd</sup> August, 2012, 21<sup>st</sup> August, 2009, 30<sup>th</sup> June, 2010, 7<sup>th</sup> September, 2012 and 9<sup>th</sup> October, 2013 and page No. 16 (1) (2) (3) that they are passed in different assessment year and relevant order of the assessment year i.e. 2008-09 are already marked in the SLP. Hence its filing may be dispensed with. Copy fo the letter dated 17<sup>th</sup> November, 2016 annexed at page no. 129 of the paper book.

The matter alongwith application above-mentioned is listed before the Hon'ble Court with this Office Report.

DATED THIS THE 28TH DAY OF NOVEMBER, 2016.

**ASSISTANT REGISTRAR**

COPY TO:

Mrs. Anil Katiyar, Advocate.

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**ASSISTANT REGISTRAR**