

S U P R E M E                      C O U R T   O F   I N D I A  
R E C O R D   O F   P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No(s).32789/2010

(From the judgement and order dated 05/03/2009 in ITA No.1170/2008  
of The HIGH COURT OF BOMBAY)

C.I.T-III PUNE

Petitioner(s)

V E R S U S

LOKNETE BALASAHEB DESAI SSK LTD.

Respondent(s)

(With prayer for interim relief and office report)

Date: 18/03/2011                      This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE K.S. PANICKER RADHAKRISHNAN  
HON'BLE MR. JUSTICE SWATANTER KUMAR

For Petitioner(s)

Mr.    R.P. Bhatt, Sr. Adv.  
Mr.    Shankar Divate, Adv.  
Mr.    Nishanth Patil, Adv.  
Mr.    B.V. Balaram Das, Adv.

For Respondent(s)

U P O N   h e a r i n g   c o u n s e l   t h e   C o u r t   m a d e   t h e   f o l l o w i n g  
O R D E R

None appears for the respondent, though served.

Leave granted.

The civil appeal stands, accordingly,  
allowed 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

C I V I L   A P P E L L A T E   J U R I S D I C T I O N

C I V I L   A P P E A L   N O . 2 6 0 4   O F   2 0 1 1  
(Arising out of S.L.P. (C) No.32789 of 2010)

Commissioner of Income Tax-III, Pune

...Appellant(s)

V e r s u s

Loknete Balasaheb Desai SSK Ltd.

...Respondent(s)

O R D E R

None appears for the respondent, though served.  
Leave granted.

The issue involved in this civil appeal is squarely covered by the order of this Court passed on 20 th January, 2010, in the case of Deputy Commissioner of Income Tax, Nashik vs. Shri Satpuda Tapi Parisar SSK Ltd. [Civil Appeal No.617 of 2010]. Accordingly, the matter is remitted to the concerned Commissioner of Income Tax (Appeals) to decide the case de novo in terms of the order of this Court in Shri Satpuda Tapi Parisar SSK Ltd. [supra].

The civil appeal stands, accordingly, allowed with no order as to costs.

.....CJI.  
[S.H. KAPADIA]

.....J.  
[K.S. PANICKER RADHAKRISHNAN]

.....J.  
[SWATANTER KUMAR]

New Delhi,  
March 18, 2011.