

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).24871/2005

(From the judgement and order dated 06/10/2005 in ITR No. 1/2005 of The HIGH COURT OF CALCUTTA)

THE PEERLESS GEN.FIN&amp;INVST CO.LTD.

Petitioner(s)

VERSUS

COMMNR. OF INCOME TAX

Respondent(s)

(With appln(s) for stay,permission to file additional documents and prayer for interim relief and office report )

Date: 15/05/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.P. SINGH  
HON'BLE MR. JUSTICE R.V. RAVEENDRAN  
(Vacation Bench)

For Petitioner(s)

Mr. Bhaskar P.Gupta, Sr.Adv.  
Mr. Abhijit Chatterjee, Sr.Adv.  
Mr. S.Sukumaran, Adv.  
Mr. K. Rajeev,Adv.

For Respondent(s)

Mr. Ajay Sharma, Adv.  
Mr. B.V.Balram Das, Adv.UPON hearing counsel the Court made the following  
O R D E R

Mr. Ajay Sharma, counsel appearing on behalf of the Commissioner of Income Tax - respondent herein states that he has not yet received instructions. Even the Vakalatnama has not yet been filed.

We find that notice was issued on 12.12.2005. Under these circumstances, we stay the operation of the impugned order of the High Court and direct the respondent to file its Counter Affidavit within six weeks from today. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.

(Sukhbir Paul Kaur)  
Court Master

(Anand Singh)  
Court Master