

**SECTION III-A**  
**IN THE SUPREME COURT OF INDIA**  
**CIVIL APPELLATE JURISDICTION**  
**CIVIL APPEAL NOS. 10168 AND 10169 OF 2010**  
**WITH**  
**CIVIL APPEAL NOS. 3624 OF 2012 AND 6942 OF 2015**  
**AND**  
**PETITION FOR SPECIAL LEAVE TO APPEAL (C) NO. 20144 AND 20625 OF 2012,**  
**18964 OF 2014**

COMMISSIONER OF INCOME TAX, MUMBAI ...APPELLANT

VERSUS

M/S BOMBAY CYCLE & MOTOR AGENCY LTD. ....RESPONDENT

**OFFICE REPORT**

**CIVIL APPEAL NOS. 10168 AND 10169 OF 2010**

It is submitted that there is sole respondent and is represented through counsel.

It is further submitted that counsel for the appellant has not filed the affidavit of valuation till date.

**CIVIL APPEAL NO. 6942 OF 2015**

The matter above-mentioned was listed before the Ld. Registrar's Court on 7<sup>th</sup> September, 2015, when the Court was pleased to pass the following order:-

**"Delay condoned.**

**Leave granted.**

**The matter to be heard along with Civil Appeal Nos.6949-50 of 2004 arising out of SLP (C) No. 4158-59 of 2004."**

It is submitted that Notice of Lodgment of Petition of Appeal for effecting service on the sole respondent was issued on 21<sup>st</sup> September, 2015 through High Court but Certificate of Service is awaited.

It is further submitted that counsel for the appellant has not filed the affidavit of valuation till date.

**SLP NO. 20144 OF 2012**

The matter above mentioned was listed before the Hon'ble Court on 4<sup>th</sup> July, 2015, when the Hon'ble Court was pleased to pass the following order:-

**"Delay condoned.**

**Issue notice.**

**Dasti service, in addition, is permitted.**

**Tag this petition with Civil Appeal Nos.6949-6950 of 2004."**

It is submitted that notice was issued to the sole respondent. Mr. P. S. Sudheer, Advocate has filed Vakalatnama and memo of appearance on behalf of sole respondent in the

name of Nirma Ltd. Instead of Core Health Care Limited alongwith a letter dated 10<sup>th</sup> July, 2015.

It is further submitted that counsel has not filed an application for amendment of Cause Title so far despite this Registry's letter dated 29<sup>th</sup> July, 2015.

**CIVIL APPEAL NO. 3624 OF 2012, SLP NOS. 20625 OF 2012 AND 18964 OF 2014**

The matters above-mentioned were listed before the Ld. Registrar's Court on 4<sup>th</sup> September, 2015, when the Court was pleased to pass the following order:-

"Affidavit of valuation is still awaited from the appellant in C.A. NO.3624/2012. Be filed within three weeks time. Sole respondent is well represented.

In SLP(C) NO.20625/2012, respondent has failed to file counter affidavit despite the warning of last opportunity. Be taken on record, if filed within one weeks time, else opportunity stands declined.

Amended cause title is also still awaited. Ld. Counsel for the petitioner to provide the same within three weeks time.

For SLP(C) NO.18964/2014, service upon the sole respondent is not yet complete. Ld. Counsel for the petitioner to take fresh steps within four weeks time. Notices thereafter be issued.

C.A.NO.2164/2012 is a ready matter awaiting listing before the Hon'ble Court alongwith connected matters.

List again on 24.11.2015."

**C.A. NO. 3624 OF 2012**

It is submitted that counsel for the appellant has not filed the affidavit of valuation till date.

**SLP NOS. 20625 OF 2012**

It is submitted that Counsel for Respondent has on 5<sup>th</sup> October, 2015 filed Counter Affidavit which is barred by time by 23 days.

It is further submitted that Counsel for Petitioner has not filed Amendment of Cause Title so far.

**SLP NO. 18964 OF 2014**

It is submitted that Mrs. Anil Katiyar, Counsel for the petitioner has not taken any steps so far. Hence, Show Cause Notice could not be issued.

The matters above mentioned is listed before the Ld. Registrar's Court for orders.

DATED THIS THE 19TH DAY OF NOVEMBER, 2015.

**ASSISTANT REGISTRAR**

Copy to:-

Mr. B. V. Balram Das, Advocate  
Mrs. Anil Katiyar, Advocate  
Mr. Rakesh K. Sharma, Advocate  
Mr. P. S. Sudheer, Advocate

**ASSISTANT REGISTRAR**