

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil)...CC 5273-5274/2009

(From the judgment and order dated 19/02/2007 in TC No. 1329-1330/2005 of
The HIGH COURT OF MADRAS)

C.I.T.,CHENNAI

Petitioner(s)

VERSUS

M/S ASHOK LEYLAND LTD.

Respondent(s)

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

Date: 01/05/2009 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.H. KAPADIA

HON'BLE MR. JUSTICE AFTAB ALAM

For Petitioner(s) Mr. Gopal Subramaniam, ASG
 Mr. Arijit Prasad, Adv.
 Mr. Chinmoy Pradeep Sharma, Adv.
 Mr. B.V. Balaram Das,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
ORDER

Issue notice returnable within eight weeks in order to enable the
Department to ascertain whether for normal assessment of the assessee, the
Department has been taxing the rental income under Section 28 or under
Section 56 of the Income Tax Act?

List in July, 2009

(S. Thapar) (Madhu Saxena)
PS to Registrar Court Master