

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

PETITION FOR SPECIAL LEAVE TO APPEAL NO...CC. 8710 OF 2017

WITH

INTERLOCUTORY APPLICATION NO. 1 OF 2017

(Application for condonation of delay in filing Special Leave Petition)

AND

INTERLOCUTORY APPLICATION NO. 2 OF 2017

(Application for condonation of delay in Re-filing Special Leave Petition)

THE COMMISSIONER OF INCOME TAX

...PETITIONER

VERSUS

M/S OBEROI CONSTRUCTIONS PVT. LTD.

...RESPONDENT

OFFICE REPORT

It is submitted for information of the Hon'ble Court that the Special Leave Petition above-mentioned is filed against the Judgment and final order dated 7th October, 2016 of the High Court of Judicature at Bombay in ITA No. 820 of 2014 and is barred by time by 53 days. The Counsel for the Petitioner has filed Application for condonation of delay in filing Special Leave Petition. Counsel for the petitioner has also filed application for condonation of delay in re-filing the Special Leave Petition after curing the defects which is barred by time by 22 days.

It is further submitted for information of the Hon'ble Court that Civil Appeal No. 4450 of 2017 SLP No. 9259 of 2017 @ SLP No. CC.. 5575 of 2017 entitled "THE COMMISSIONER OF INCOME TAX, TDS-2, MUMBAI vs M/S OBEROI CONSTRUCTION PVT. LTD." arising out of similar issue which was listed before the Hon'ble Court on 24th March, 2017, when the Hon'ble Court has Granted leave. (Copy of the Order dated 24th March, 2017 is enclosed herewith for reference).

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

DATED THIS THE 28TH DAY OF APRIL, 2017

ASSISTANT REGISTRAR

COPY TO:

Mrs. Anil Katiyar, Advocate

ASSISTANT REGISTRAR