

Ü1

ITEM NO.24

COURT NO.5 SECTION IIIA
S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

I.A. 2/2016 in Petition(s) for Special Leave to Appeal (C) No(s).
8283/2016

(Arising out of impugned final judgment and order dated 11/11/2014
in ITA No. 166/2013 passed by the High Court Of Calcutta)

COMMISSIONER OF INCOME TAX, CENTRAL-I. KOLKATA Petitioner(s)
VERSUS

M/S EAST END SILKS (P) LIMITED Respondent(s)
(for restoration and office report)

Date : 18/07/2016 This application was called on for hearing today.
CORAM :

HON'BLE MR. JUSTICE ABHAY MANOHAR SAPRE
[IN CHAMBER]

For Petitioner(s) Ms. Sadhana Sandhu,Adv.
Mrs. Anil Katiyar,Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following

O R D E R

Heard learned counsel for the petitioner on the
application (I.A.No.2/2016) for restoration.

This is an application made by the petitioner
(commissioner of Income Tax, Central-I, Kolkata) for restoration of
the SLP by recalling the order dated 19.2.2016 passed by this Court
in which the SLP(c)No.8283/2013 was dismissed for not removing the
defects pointed out by the Registry within the time given.

The peremptory order dated 19.2.2016 by which the SLP
came to be dismissed reads as under:

â S As prayed, four weeks' time is granted to the
petitioner to remove the defects, failing which the
special leave petition shall stand dismissed
without further reference to the court.â \235

2

Learned counsel for the petitioner submits that it may not be
necessary to cure the defect having regard to the nature of
controversy and the question of law involved in the SLP and hence
the order be recalled in the interest of justice and the SLP be
heard on the question of admission.

I accept the statement and accordingly recall the order dated
19.2.2014. I.A.No.2/2016 accordingly stands allowed.

The special leave petition is restored to its original number.

Let it be listed before the appropriate Bench.

[O.P. SHARMA] [RAJINDER KAUR]

AR-cum-PS COURT MASTER