

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

**PETITION FOR SPECIAL LEAVE TO APPEAL (C) NO...CC 8122 OF 2016**

**WITH**

**INTERLOCUTORY APPLICATION NO. 1**

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

**THE COMMISSIONER OF INCOME TAX-4**

**...PETITIONER**

**VERSUS**

**M/S. INDIA CAPITAL MARKETS PVT. LTD.**

**(FORMERLY KNOWN AS NICHE BROKERAGE 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 final judgment and Order dated 19<sup>th</sup> October, 2015 of the High Court of Judicature at Bombay in ITA No. 1888 of 2013 and is barred by time by 71 days. The Counsel for the petitioner has filed Application for condonation of delay in filing Special Leave Petition.

It is further submitted for information of the Hon'ble Court that Civil Appeal No. 1141 of 2015 @ SLP(C) No. 2227 of 2015 @ SLP(C) No...CC 898 of 2015 entitled "COMMISSIONER OF INCOME TAX, MUMBAI vs M/S IMPACT CONTAINERS PVT. LTD. MUMBAI" arising out of similar issue which was listed before the Hon'ble Court on 19<sup>th</sup> January, 2016 when the Hon'ble Court has granted leave. (Copy of the Order dated 19<sup>th</sup> January, 2016 is enclosed herewith for reference.)

The matter alongwith application above mentioned is listed before the Hon'ble Court with this office report.

DATED THIS THE 27TH DAY OF APRIL, 2016

**ASSISTANT REGISTRAR**

**COPY TO:**

Mrs. Anil Katiyar, Advocate