

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil)...../2013
CC 17301/2013

(From the judgement and order dated 25/02/2013 in ITA No.6203/2010 of The
HIGH COURT OF BOMBAY)

CIT-VI,MUMBAI

Petitioner(s)

VERSUS

M/S GLAXO INDIA LTD

Respondent(s)

With IA 1 (c/delay in filing SLP)

Date: 04/10/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA
HON'BLE MR. JUSTICE SHIVA KIRTI SINGH

For Petitioner(s) Mr. Arijit Prasad, Adv.
Ms. Gargi Khanna, Adv.
Ms. Tanushree Sinha, Adv. for
Mrs Anil Katiyar,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
O R D E R

Of the two questions (g) and (h) which are now pressed for
consideration before us, we are satisfied that notice may be issued
confined to issue (g) before the High Court which reads as under:

"Whether on the facts and in the circumstances of the case,
the Tribunal was justified in law in holding that the
interest on DPEA liability is to be allowed as expenditure on
year to year basis without appreciating the fact that the
interest liability as contingent in nature as it is dependent
on DPEA liability which is disputed before the Delhi High
Court and therefore has to construed as contingent liability
it is neither accrued nor arisen, and hence not allowable?"

Delay condoned.

Issue notice confined to the above question, returnable in
ten weeks.

|(Pardeep Kumar)
|Court Master

|(Renu Diwan)
|Court Master

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