

**SECTION IIIA**  
**IN THE SUPREME COURT OF INDIA**  
**CIVIL APPELLATE JURISDICTION**  
**PETITION FOR SPECIAL LEAVE TO APPEAL (C) NO...CC 18609 OF 2015**  
**WITH**  
**INTERLOCUTORY APPLICATION NO. 1**

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

COMMISSIONER OF INCOME TAX, NEW DELHI

....PETITIONER

VERSUS

M/S DAIKIN AIR CONDITIONING INDIA PVT. LTD.

....RESPONDENT

**OFFICE REPORT**

It is submitted for information of the Hon'ble Court that the Special Leave Petition above-mentioned are filed against the judgment and order dated 16<sup>th</sup> March, 2015 of the High Court of Delhi at New Delhi in ITA No. 215 of 2014 and is barred by time by 88 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 the Special Leave Petition No. 21839 of 2015 entitled "SONY ERICSSON MOBILE COMMUNICATIONS INDIA PVT.LTD. (NOW) MERGED WITH SONY INDIA PVT LTD) NEW DELHI vs COMMISSIONER OF INCOME TAX-III, NEW DELHI" arising out of common order which was listed before the Hon'ble Court on 7th August, 2015, when the Hon'ble Court has directed to issue notice. (Copy of order dated 7th August, 2015 is enclosed herewith for reference).

It is further submitted for information of the Hon'ble Court that Counsel for the petitioner has filed a letter dated 6<sup>th</sup> October, 2015 stating therein that order dated 23<sup>rd</sup> January, 2013 is fully discussed itself in impugned order and there is no order by Commissioner of Income Tax. Hence, if the Hon'ble Court direct, he will file the same. Copy of letter dated 6<sup>th</sup> October, 2015 is annexed at Page No. 803 of Paper Books.

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

DATED THIS THE 9TH DAY OF OCTOBER, 2015.

ASSISTANT REGISTRAR

Copy to:-

Mrs. Anil Katiyar, Advocate

ASSISTANT REGISTRAR