

**SECTION III-A**  
**IN THE SUPREME COURT OF INDIA**  
**CIVIL APPELLATE JURISDICTION**  
**PETITION FOR SPECIAL LEAVE TO APPEAL NOS...CC. 8042 OF 2017**  
**WITH**  
**INTERLOCUTORY APPLICATION NO. 1**  
(Application for condonation of delay in filing Special Leave Petition)

**PR. COMMISSIONER OF INCOME TAX-09**

**...PETITIONER**

**VERSUS**

**M/S TOSHIBA INDIA 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 Order dated 16<sup>th</sup> August, 2016 of the High Court of Delhi at New Delhi in ITA No. 418 of 2016 and is barred by time by 85 days. The Counsel for the Petitioner has filed Application for condonation of delay in filing Special Leave Petitions.

It is further submitted for information of the Hon'ble Court that Civil Appeal No. 135 of 2016 @ SLP 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 similar issue which was listed before the Hon'ble Court on 8<sup>th</sup> January, 2016, when the Hon'ble Court has Granted leave. (Copy of the Order dated 8<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 18TH DAY OF APRIL, 2017

**ASSISTANT REGISTRAR**

COPY TO:

Mrs. Anil Katiyar, Advocate

**ASSISTANT REGISTRAR**