

**SECTION IIIA
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
PETITION FOR SPECIAL LEAVE TO APPEAL (C) NO...CC 5783 OF 2016
WITH
INTERLOCUTORY APPLICATION NO. 1
(Application for condonation of delay in filing special Leave Petition)**

COMMISSIONER OF INCOME TAX, CENTRAL -II

....PETITIONER

VERSUS

SMT. KUSUM GUPTA

....RESPONDENT

OFFICE REPORT

It is submitted for information of the Hon'ble Court that the Special Leave Petition above-mentioned is filed against the common impugned final judgment and Order dated 1st September, 2015 of the High Court of Delhi at New Delhi in ITA No. 581 of 2013 and is barred by time by 106 days. The counsel for the petitioner has filed application for condonation of delay in filing Special Leave Petition.

It is further submitted that SLP CC No. 5176 of 2016 entitled "THE COMMISSIONER OF INCOME TAX CENTRAL- II vs KUSUM GUPTA" arising out of common order, which was listed before the Hon'ble Court on 29th March, 2016, when the Hon'ble Court has directed to post alongwith SLP (C)CC No. 3132 of 2016. (Copy of order dated 29th March, 2016 is enclosed herewith for reference).

It is also submitted that SLP CC No. 3666 of 2016 entitled "COMMISSIONER OF INCOME TAX, (CENTRAL) - III vs KABUL CHAWLA" arising from similar issue, which was listed before the Hon'ble Court on 29th February, 2016, when the Hon'ble Court has directed to post alongwith SLP (C)CC No. 3132 of 2016. (Copy of order dated 29th February, 2016 is enclosed herewith for reference).

It is also submitted that counsel for the petitioner has given a letter dated 28th March, 2016 stating therein that relevant portion of the judgment dated 28th August, 2015 in the case of CIT Vs Kabul Chawla has been reproduced in the para 5 itself. Hence, its filing may not be insisted upon. Copy of letter dated 28th March, 2016 is annexed at page no. 144 of the paper books.

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

DATED THIS THE 1ST DAY OF APRIL, 2016.

ASSISTANT REGISTRAR

Copy to:-

Mr. B. V. Balram Das, Advocate

ASSISTANT REGISTRAR