IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.4.2015

CORAM :

THE HONOURABLE MR.JUSTICE V.RAMASUBRAMANIAN

AND

THE HONOURABLE MS.JUSTICE K.B.K.VASUKI

TAX CASE APPEAL NO.149 OF 2015

Commissioner of Income Tax III,
Chennai. ...Appellant

Vs

M/s.Engine Valves Ltd., Chennai-86. ...Respondent

APPEAL under Section 260A of the Income Tax Act against the order dated 19.9.2002 passed by the the Income Tax Appellate Tribunal, Madras 'A' Bench in I.T.A.No.1520/(Mds)/1992 for the assessment year 1989-90 against the order of the Commissioner of Income Tax (A) VII, Madras, dated 20/03/1992 made in IT/WT/GT/Appeal No.58/90-91/SRII and against the Deputy Commissioner of Income Tax Special Range-II, Madras, dated 31.12.1990 and made in G1No.4-E/89-90.

For Appellant : Mrs.R.Hemalatha for Mr.T.R.Senthilkumar

Judgment was delivered by V.RAMASUBRAMANIAN,J

Though this tax case appeal was filed way back in the year 2003 as against the order of the Income Tax Appellate Tribunal dated 19.9.2002, the appeal got numbered and brought up for hearing only now after about 12 years. But, in the meantime, the question raised in this appeal got already covered by a decision of this Court in Commissioner of Income Tax Vs. Lucas T.V.S. Limited [2009 (308) ITR 377]. It is in favour of the assessee.

2. Therefore, following the said decision and also the decision of the Supreme Court in C.I.T. Vs. Lakshmi Machine Works [2007 (160) TAXMANN 404], this appeal is disposed of.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To
1. The Income Tax Appellate, Tribunal,
   Madras "A"Bench, Madras.

2. The Deputy Commissioner of Income Tax
   Special Range-II, Madras.

3. The Commissioner of Income Tax III,
   Chennai.

TCA.No.149 of 2015

EV(CO)
Eu 23.04.2015