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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

\+ W.P.(C) 8766/2015 & CM Nos. 19366/2015 (for initiating contempt against R-3), 19367/2015 (stay) and 27169/2015 (direction)

VAKAMULLA CHANDRASHEKHAR & ORS ..... Petitioners

Through : Mr Kirti Uppal, Sr Advocate with Mr Siddhant Asthana, Mr L. M. Asthana and Ms Sahiba Pantel

versus

COMMISSIONER OF INCOME TAX & ORS ..... Respondents

Through : Mr Sanjay Jain, ASG with Mr N. P. Sahni, Mr Nitin Gulati and Ms Tanuja N.

\+ CM 27168/2015 in W.P.(C) 6562/2015

VAKAMULLA CHANDRASHEKHAR ..... Petitioner

Through : Mr Kirti Uppal, Sr Advocate with Mr Siddhant Asthana, Mr L. M. Asthana and Ms Sahiba Pantel

versus

INCOME TAX OFFICER & ORS ..... Respondents

Through : Mr Sanjay Jain, ASG with Ms Suruchi Aggarwal, Ms Lakshmi Gurung and Mr Rajesh Kumar

\+ CM 27167/2015 in W.P.(C) 6603/2015

TARINI SUGAR AND DISTILLERIES LIMITED ..... Petitioner

Through : Mr Kirti Uppal, Sr Advocate with Mr Siddhant Asthana, Mr L. M. Asthana and Ms Sahiba Pantel

versus

INCOME TAX OFFICER & ORS ..... Respondents

Through : Mr Sanjay Jain, ASG with Ms Suruchi Aggarwal, Ms Lakshmi Gurung and Mr Rajesh Kumar

CORAM:
HON'BLE MR. JUSTICE BADAR DURREZ AHMED
HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

% **17.11.2015**

We have heard the learned counsel for the parties at length. The learned counsel for the petitioners states that the petitioners have filed appeals against the assessment orders which are pending before the Commissioner of Income Tax (Appeals).

We are disposing of these writ petitions without prejudice to the rights and contentions of the parties and, particularly, those of the petitioners with regard to the issues on merits as also the issue with regard to jurisdiction. We have left that question open and have not decided anything on merits. The immediate grievance of the petitioners is because of the conditional stay/ rejection of stay by the Commissioner of Income Tax. We are disposing of the applications which have been filed in respect of the said conditional stay/ rejection of stay by directing that the petitioners shall deposit 30% of the demands as raised by the Assessing Officer. The said 30% shall be paid by the petitioners in five equal instalments on or before the following dates:-

The first instalment shall be paid by 30.11.2015, followed by instalments on or before 31.12.2015, 31.01.2016, 29.02.2016 and 31.03.2016.

Subject to the payments being made by the petitioners in these writ petitions, the rest of the demands shall remain stayed till the disposal of the pending appeals by the Commissioner of Income Tax (Appeals). These applications as also the writ petitions stand disposed of. The next date i.e. 11.12.2015, fixed in these petitions stands cancelled.

BADAR DURREZ AHMED, J

SANJEEV SACHDEVA, J

NOVEMBER 17, 2015
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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

\+ **W.P.(C) 6562/2015**

VAKAMULLA CHANDRASHEKHAR ..... Petitioner

Through : Mr Siddhant Asthana, Advocate.

versus

INCOME TAX OFFICER & ORS. ..... Respondents

Through : Ms Radhika Gupta for Ms Suruchi Aggarwal, Advocate for Revenue.

CORAM:
HON'BLE MR. JUSTICE BADAR DURREZ AHMED
HON'BLE MR. JUSTICE SANJEEV SACHDEVA

O R D E R

% 30.11.2015

CM No.28742/2015(modification of order dated 17.11.2015)

This is an application seeking modification of the order passed by us on 17.11.2015.

We have heard the counsel for the parties. We see no reason to modify the said order.

The application is dismissed.

BADAR DURREZ AHMED, J

SANJEEV SACHDEVA, J

NOVEMBER 30, 2015
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