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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
INCOME TAX REFERENCE NO. 560 OF 1998**

The Commissioner of Income Tax
Kolhapur

... Applicant.

V/s.

Dewas Sr. Sena Saptaseshashri Powar
Religious and Charitable Trust

... Respondent

None for the applicant.

None for respondent.

**CORAM : M. S. SANKLECHA &
DR. SHALINI PHANSALKAR-JOSHI, JJ.**

DATE : 15th JANUARY, 2016.

P.C.:

1. This Reference under Section 256(1) of the Income Tax Act relates to assessment year 1970-7, 1971-72, 1973-74, 1977-78 and 1980-81. None appears for the Revenue in support of the Application. It appears that the Revenue is not interested in pursuing the Reference.

2. In the above view, the Reference is returned “unanswered” leaving the question raised herein open to be considered in appropriate case.

3. Reference is disposed of in above terms.

[DR. SHALINI PHANSALKAR-JOSHI, J.] [M.S. SANKLECHA, J.]

CERTIFICATE

Certified to be true and correct copy of the original signed order.