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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
INCOME TAX REFERENCE NO.942 OF 1998**

Jeewan Limited

..Applicant

Versus

The Commissioner of Income Tax
Bombay City-III, Bombay.

..Respondent

.....
Ms. Vasanti Patel for the applicant.

.....

**CORAM: M. S. SANKLECHA &
A. K. MENON, JJ.**

DATE : 10th AUGUST, 2016

PC.:

This is Reference under Section 256(1) of the Income Tax Act, 1961 (the Act) relates to A.Y. 1979-80.

2. The learned counsel appearing for the applicant-assessee in support of this Reference application, on instructions, states that the applicant-assessee is not interested in pursuing the present Reference. In the above view, the Reference is return unanswered. However, it is made clear that the question raised herein is left open for consideration in an appropriate case, if not already decided.

Reference is disposed of in above terms. No order as to costs.

(A. K. MENON, J.)

(M. S. SANKLECHA, J.)