

No R&P

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

INCOME TAX REFERENCE NO. 109 OF 1999

M/s. Hotel Panchavati, Nashik

.. Applicant

v/s.

The Commissioner of Income Tax,
Nashik

.. Respondent

Mr. Neelabh Shreesh i/b Mr. Mihir Naniwadekar for the applicant
None for the respondent

**CORAM : M.S. SANKLECHA &
S.C. GUPTE, J.J.**

DATED : 29th AUGUST, 2016.

P.C.

1. Mr. Shreesh, learned Counsel appearing for the applicant assessee states that inspite of best efforts, he is unable to obtain any instructions from the applicant assessee to support the present Reference.

2. Therefore, it appears that the applicant assessee is not interested in pursuing the present Reference.

3. In the aforesaid circumstances, the Reference is returned

unanswered. However, the questions as framed for our opinion in this Reference are left open to be considered in an appropriate case, if not already decided.

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

(S.C. GUPTE, J.)

(M.S. SANKLECHA, J.)