

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

INCOME TAX REFERENCE NO. 53 OF 2000

Dhirajlal H. Ambani (HUF) .. Applicant

v/s.

The Commissioner of Income Tax .. Respondent

Mr. P.C. Tripathi i/b Raj Darak for the applicant

Mr. Ashok Kotangle a/w Ms. Padma Divakar for the respondent

CORAM : M.S. SANKLECHA &

S.C. GUPTE, J.J.

DATED : 2nd SEPTEMBER, 2016.

PC.

1. This Reference under Section 256(1) of the Income Tax Act, 1961 (the Act) by the Income Tax Appellate Tribunal relates to Assessment Year 1985-86.

2. Mr. Tripathi, learned Counsel appearing for the applicant assessee, at whose instance this Reference has been made by the Tribunal, states on instructions that the applicant assessee is not interested in pursuing the present Reference.

3. In the above view, the Reference is returned unanswered. However, it is made clear that the questions raised herein for our opinion are left open for consideration 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.)