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

INCOME TAX REFERENCE NO. 97 OF 2000

M/s. Sunjoy Dairy Firm .. Applicant

v/s.

Commissioner of Income Tax, .. Respondent
City-I, Bombay

Mr. Ruturaj Gurjar i/b Mr. Mihir Naniwadekar for the applicant
None for the respondent

CORAM : M.S. SANKLECHA &
S.C. GUPTE, J.J.
DATED : 30th SEPTEMBER, 2016.

P.C.

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

2. Mr. Gurjar, learned Counsel appearing for the applicant assessee, states that inspite of his best efforts to obtain instructions from the appellant, he has not received the same. It appears that the applicant assessee is not interested in prosecuting the Reference.

3. In the above view, 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.)**