

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**ORDINARY ORIGINAL CIVIL JURISDICTION**

**NOTICE OF MOTION NO.318 OF 2017  
IN  
INCOME TAX REFERENCE NO.12 OF 2001**

|                                                     |     |                   |
|-----------------------------------------------------|-----|-------------------|
| Citibank N.A.                                       | ... | <b>Applicant</b>  |
| <b><u>In the Matter in Between :</u></b>            |     |                   |
| Citibank N.A.                                       | ... | <b>Applicant</b>  |
| V/s.                                                |     |                   |
| The Commissioner of Income-Tax,<br>City-III, Mumbai | ... | <b>Respondent</b> |

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Mr.Atul K. Jasani with Mr.B.Damodar I/by Kanga & Co., Advocate  
for the Applicant.

Mr.Abhay Ahuja with Mr.P.A.Narayan, Advocate for the  
Respondent.

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**CORAM : S.V.GANGAPURWALA &  
A.M.BADAR JJ.**

**DATED : 18<sup>th</sup> July 2017.**

**P.C.**

1 We have heard the learned counsel for the Applicant  
and the learned counsel for the Respondent.

2 For the reasons stated in the affidavit accompanying  
the Notice of Motion, the Order dated 30<sup>th</sup> January 2017  
dismissing the Reference for default is recalled and the Reference  
bearing No.12 of 2001 is restored to its original position.

3 Notice of Motion is allowed and accordingly disposed of.

**( A.M.BADAR J.)**

**( S.V.GANGAPURWALA J.)**