

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

**CHAMBER SUMMONS NO. 1259 OF 2016
IN
MVAT APPEAL NO. 9 OF 2016**

Kotak Mahindra Mutual Fund .. Applicant

In the matter between

Kotak Mahindra Mutual Fund .. Appellant

v/s.

Joint Commissioner of Sales Tax
(Appeals)III .. Respondent

Mr. Jitendra Motwani i/b Economic Laws Practice for the applicant
Mr. V.A. Sonpal, Senior Counsel for the respondent

**CORAM : S.V. GANGAPURWALA &
A.M. BADAR, J.J.**

DATED : 7th JULY, 2017

P.C.

1. The present chamber summons is moved for seeking leave to amend.
2. We have heard the learned Counsel for the Revenue also. The amendment is in the nature of deletion of a claim. In view of that, no prejudice would cause to the respondent.

3. In the light of the above, the Chamber Summons is allowed in terms of prayer clause (a).

4. The Chamber Summons is accordingly allowed and disposed of . No costs.

(A.M. BADAR, J.)

(S.V. GANGAPURWALA, J.)