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

INCOME TAX APPEAL NO. 16 OF 2015

Commissioner of Income Tax-2 .. Appellant
v/s.
The Tata Power Co. Ltd. .. Respondent

Mr. Suresh Kumar for the appellant
Mr. Mandar Vaidya a/w Mr. Shrihari Iyer for the respondent

CORAM : S.V. GANGAPURWALA &
G.S. KULKARNI, J.J.
DATED : 8th JUNE, 2017

P.C.

1. The present appeal relates to Assessment Year 2001-02.

2. The learned Counsel for the appellant fairly concedes that in respect of similar issue and same assessee for A.Y. 1997-98, the department had filed Income Tax Appeal No.1560 of 2013 and the same has been dismissed on 7th July, 2015.

3. In view of the above and for the reasons recorded in the order dated 7th July, 2015 in Income Tax Appeal No.1560 of 2013, the present appeal also stands dismissed. No costs.

(G.S. KULKARNI, J.) **(S.V. GANGAPURWALA, J.)**