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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

\+ **ITA 264/2017**

PR. COMMISSIONER OF INCOME TAX-6 ..... Appellant

Through: Mr. Rahul Chaudhary, Senior Standing Counsel

versus

MERCANTILE CAPITAL & FINANCIAL SERVICES PVT. LTD. ..... Respondent

Through: None

CORAM: JUSTICE S.MURALIDHAR
JUSTICE CHANDER SHEKHAR

<u>O R D E R</u>

% **16.05.2017**

1. This is an appeal by the Revenue against the order dated 29th September, 2016 passed by the Income Tax Appellate Tribunal (ITAT) in ITA No.1144/Del/2014 for Assessment Year 2010-2011.

2. The question sought to be urged by the Revenue in this appeal concerns the interpretation of Section 14A of the Income Tax Act, 1961 read with Rule 8DD of the Income Tax Rules, 1962 as clarified by the Central Board of Direct Taxes Circular No.5/14 dated 10th February, 2014.

3. The Tribunal has, in the impugned order, relied on the decisions of this Court in ***Maxopp Investment v. CIT [2012] 347 ITR 272 (Del)*** and ***Joint Investment Pvt Ltd. v. CIT (2015) 372 ITR 694(Del)***.

4. In that view of the matter, the Court is not persuaded that any substantial question of law arises in the present appeal. The appeal is dismissed.

S.MURALIDHAR, J

CHANDER SHEKHAR, J

MAY 16, 2017
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