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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
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\+ **ITA 286/2017**

PRINCIPAL COMMISSIONER OF INCOME TAX – 8..... Appellant
Through: Mr. Sanjay Kumar and Mr. Dileep Shivpuri, Advocate

versus

ST MICROELECTRONICS PVT. LTD. ..... Respondent
Through: Mr. Aditya Vohra, Advocate

CORAM: JUSTICE S.MURALIDHAR
JUSTICE CHANDER SHEKHAR

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

% **12.05.2017**

<u>CM No. 14172/2017 (for delay)</u>

1. For the reasons stated in the application, the delay of 23 days in filing the appeal is condoned. The application is allowed.

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2. This appeal by the Revenue under Section 260A of the Income Tax Act, 1961 is directed against the order dated 22nd June, 2015 passed by the Income Tax Appellate Tribunal ('ITAT') in IT (TP) A No. 1394/B/2014 pertaining to Assessment Year 2006-07.

3. The question sought to be urged by the Revenue concerns the exclusion of two comparables for the purposes determining the arm's length price of international transactions involving the Respondent/Assessee.

4. Having heard learned counsel for the Revenue, the Court does not find any substantial question of law arising from the impugned order of the ITAT

which requires examination. While reserving the right to raise such issue in an appropriate case, the appeal is dismissed.

S.MURALIDHAR, J

CHANDER SHEKHAR, J

MAY 12, 2017/b