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

**CIVIL APPLICATION NO.6180 OF 2018
IN
INCOME TAX APPEAL NO.79 OF 2015**

The Pr. Commissioner of Income Tax
(Central Aaykar Bhavan, Telankhedi Road,
Civil Lines, Nagpur

..APPLICANT

VERSUS

Shri. Mallikarjun B. Patil,
1 15-1 16 SFS Complex,
Jalna Road, Aurangabad

..RESPONDENT

Mr Alok M. Sharma, Advocate for applicant

**CORAM : PRASANNA B. VARALE
AND
S. M. GAVHANE, JJ.**

DATE : 10th July, 2018

ORAL ORDER:

Heard Mr Sharma, learned Counsel appearing on behalf of the applicant-appellant.

2. By the present application, applicant prays for issuance of notice to the respondent on fresh and new address. It is submitted that by an order dated 12th December, 2017, this Court had issued notice to the respondent, making the same returnable on 20th February, 2018, but for the change in address of the respondent, notice could not be served effectively.

(2)

3. Learned Counsel for the applicant further submitted that now the department could seek the fresh address of respondent and the same is supplied in the application. He, thus prays for allowing the application, thereby issuing fresh notice to the respondent.

4. In view of the submission of Mr Sharma, learned Counsel for applicant as well as for the reasons stated in the application, the application is allowed.

5. Issue fresh notice to the respondent on the address incorporated in the application, making the same returnable on 31st July, 2018.

Civil Application is disposed of accordingly.

(S. M. GAVHANE, J.)

(PRASANNA B. VARALE, J.)

sjk