IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 192 OF 2018
IN
INCOME TAX APPEAL (LODG) NO. 1174 OF 2017

Pr. Commissioner of Income
Tax-2 ....Applicant/
Orig. Appellant

IN THE MATTER BETWEEN :

Pr. Commissioner of Income
Tax-2 ....Appellant
V/s.
Tata Industries Ltd. ....Respondent

* * * * *

Mr. Suresh Kumar, Advocate for the applicant-original appellant.

Mr. Shrihari Iyer, Advocate for the respondent.

CORAM :- M.S. SANKLECHA, &

SANDEEP K. SHINDE, JJ.

DATE :- 22ND MARCH, 2018.

P.C. :-

1. This Notice of Motion has been taken out to

condone the delay of 7 days in filing the Appeal from the order dated 20th September, 2016 passed by the Income Tax Appellate Tribunal (the tribunal).

2. We have perused the Affidavit dated 7th February 2018 of the applicant-Mr. Madhukar AVES, Assistant Commissioner of Income-Tax in support of the Motion. We are satisfied with the reasons mentioned therein for the delay in filing the accompanying Appeal. Accordingly, the delay of 7 days in filing the Appeal is condoned and the Notice of Motion is allowed in terms of prayer clause (a).

3. Needless to state that, the office objections, if any, will be removed within a period of 4 weeks from today failing which the Appeal would be dismissed without further reference to the Court.

(SANDEEP K. SHINDE, J) **(M.S. SANKLECHA, J)**