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

**NOTICE OF MOTION NO. 68 OF 2018
IN
INCOME TAX APPEAL (L) NO. 709 OF 2017**

The Commissioner of Income Tax - 9

... Appellant /
Applicant

Versus

M/s. Grindwell Norton Ltd.

...Respondent

Mr. Tejveer Singh, for the Applicant / Ori. Appellant.
None for the Respondent.

**CORAM: M.S.SANKLECHA &
RIYAZ I. CHAGLA, JJ.
DATED: 22ND FEBRUARY 2018**

PC:-

1. Mr. Tejveer Singh, the learned counsel appearing for the Appellant states that the Respondents have been served and he undertakes to file Affidavit of Service. Mr. Singh, undertakes to file the Affidavit of Service on or before 28th February 2018.

2. This Notice of Motion has been taken out to condone the delay of 15 days in filing the appeal from the order dated 27th July 2016 of the Income Tax Appellate Tribunal.

3. Perused the Affidavit in Support dated 7th December 2017 of Mr. V.K. Mangla and we are satisfied with the reasons stated therein for the delay in filing the accompanying appeal.

4. Accordingly, the Notice of Motion is allowed in terms of prayer clause (a).

5. Needless to state that if the objections are not removed within the period of four weeks from today, the Appeal itself stand dismissed without reference to the Court.

(RIYAZ I. CHAGLA J.)

(M.S.SANKLECHA, J.)