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

\+ ITA 807/2018 & CM No.30400/2018

PR.COMMISSIONER OF INCOME TAX-2, ... Appellant

Through: Mr. Ashok Manchanda, Senior Standing Counsel

versus

M/S B.T. INDIA PVT.LTD. ..... Respondent

Through

CORAM:
HON'BLE MR. JUSTICE SANJIV KHANNA
HON'BLE MR. JUSTICE CHANDER SHEKHAR

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

% **31.07.2018**

The impugned order dated 25.1.2018 had extended the stay for a period of three months, as the Tribunal had reserved the judgment in an appeal preferred by the assessee for the assessment year 2010-2011, on 28.11.2017. Three months have long expired and, in fact, the present appeal was preferred on 27.7.2018. The appeal preferred does not state whether the stay order was thereafter extended. Decision of the Tribunal in the case of assessee pertaining to assessment year 2010-2011 is not indicated and mentioned. We are also doubtful whether the appeal would be maintainable under Section 260A of the Income Tax Act, 1961.

Recording the aforesaid, we are not inclined to issue notice in the present appeal and the same is dismissed. Pending application is also dismissed.

SANJIV KHANNA, J

CHANDER SHEKHAR, J

JULY 31, 2018/tp