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

\+ W.P.(C) 6418/2016

NEOGAL POWER COMPANY (P) LTD. ..... Petitioner

Through: Mr. Ajay Vohra, Sr. Advocate with Ms. Kavita Jha, Mr.Vaibhav Kulkarni, Advs.

versus

INCOME-TAX OFFICER & ANR. ..... Respondents

Through: Mr. Ruchir Bhatia, Mr.Puneet Rai, Advocates

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

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

% **11.04.2018**

Learned counsel for the respondent states that he has obtained instructions. The order dated 6th June, 2016 would be treated as recalled and withdrawn and after hearing the petitioner, a fresh order would be passed disposing of the objections.

Counsel for the petitioner in these circumstance states that the assessment proceedings should not commence for a period of two weeks from the date objections are disposed of. Counsel for the respondent states that this would lead to time constraint unless the Court extends the stay order, for assessment order has to be passed within 60 days from vacation of stay. Counsel for the petitioner states that stay against passing of assessment order may be continued for a period of two weeks from the date the order disposing of the objections is passed. Counsel for the respondent states that this would protect interest of the respondent.

The writ petition is disposed of in terms of the statements made by counsel for the parties. The court also directs that the stay against passing of the assessment order would continue for a period of two weeks post the order disposing of the objections. To cut short delay, authorized representative of the petitioner would appear before the respondent No.1 on 16th April, 2018 when objections filed by the petitioner to the re-opening would be considered and examined.

Dasti under signature of the Court Master.

SANJIV KHANNA, J

CHANDER SHEKHAR, J

APRIL 11, 2018
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