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

\+ ITA 800/2018

THE PR. COMMISSIONER OF INCOME TAX -06 ..... Appellant

Through Mr. Ruchir Bhatia, Advocate.

versus

MCDONALD'S INDIA PVT. LTD ..... Respondent

Through: Ms. Kavita Jha and Ms. Devika Jain, Advocates.

ITA No. 1426/Del/2014[Assessment Year- 2009-10]

CORAM:
HON'BLE MR. JUSTICE SANJIV KHANNA
HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

O R D E R

% **22.10.2018**

CM No. 30188/2018

Learned counsel for the respondent-assessee does not oppose the application for condonation of delay.

The delay is condoned and application is accordingly allowed.

ITA 800/2018

The last order is in the case of the assessee itself.

Learned counsel for the Revenue accepts that the assessee had not earned any exempt income in the Assessment Years in question. In view of the aforesaid accepted factual position, no substantial question of law arises, in view of our decision of even date in ITA No.725/2018, ***Principal Commissioner of Income Tax-6, New Delhi Vs. Mcdonald's India Private Limited.*** The present appeal is accordingly dismissed, with no order as to costs.

SANJIV KHANNA, J.

OCTOBER 22, 2018/MR **ANUP JAIRAM BHAMBHANI, J.**