

\$~37

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

+ ITA 959/2018

IDEA CELLULAR LIMITED

..... Appellant

Through: Mr. Ajay Vohra, Sr. Adv.with Mr.
Sayaree Basu Malik and Ms. Mithila
Lalit, Advs.

versus

ASSISTANT COMMISSIONER OF INCOME TAX Respondent

Through: Mr. Ashok K. Manchanda, Sr.
Standing Counsel with Mr. Aditya,
Adv.

CORAM:

HON'BLE MR. JUSTICE SANJIV KHANNA

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

% **02.11.2018**

Counsel for the parties state that the issue raised in the present appeal is covered by decision in *Commissioner of Income Tax vs. Idea Cellular Limited*, 2010 189 TAXMAN 118 (Delhi).

It is also accepted by the counsel for the parties that the said decision is subject matter of an appeal which is pending before the Supreme Court.

Counsel for the parties further state that the ruling and decision of the Supreme Court would equally apply to the present appeal.

The statement made is in consonance with Section 158A and 158AA of the Income Tax Act, 1961, though these provisions are not strictly

applicable.

In case of any difficulty, it will be open to the parties to file application in this appeal after the decision of the Supreme Court.

Recording the aforesaid, the appeal is disposed of.

SANJIV KHANNA, J

ANUP JAIRAM BHAMBHANI, J

NOVEMBER 02, 2018/uj