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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 12555/2018, CM APPL. 48740/2018**
CONSULTING ENGINEERING SERVICES (INDIA) PVT. LTD.

..... Petitioner

Through: Mr. Salil Kapoor, Ms. Soumya Singh &
Mr. Sumit Lalchandani, Advs.

versus

**ASSISTANT COMMISSIONER OF INCOME TAX, CIRCLE 3(1) &
ORS.**

..... Respondents

Through: Mr. Ashok K. Manchanda, Sr. Standing
Counsel with Mr. Aditya Kamporia & Mr. Amar,
Advs.

CORAM:

HON'BLE MR. JUSTICE S. RAVINDRA BHAT

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

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26.11.2018

Issue notice.

Mr. Ashok K. Manchanda, Senior Standing Counsel accepts
notice.

The petitioner's grievance here is that the appeal which was
pending before the ITAT for A.Y 2008-09 and the subsequent years
have not yet been disposed of. The record discloses that the petitioner
had urged additional grounds which were permitted by this Court; the
Revenue was aggrieved by that order and challenged the matter by
filing a Special Leave Petition in the Supreme Court. That petition is
pending. Given these circumstances, though the record appears to

suggest that the Revenue has sought adjournment on many occasions, the Court is of the opinion that the ITAT approach *per se* cannot be faulted. At the same time, the ITAT is requested to dispose of the appeal pending before it at its earliest convenience, preferably within four months from today. Needless to add, the orders with respect to additional grounds and consideration on the merits of those grounds would be subject to final decision by the Supreme Court in the pending SLP.

The writ petition is disposed of in the above terms.

S. RAVINDRA BHAT, J

PRATEEK JALAN, J

NOVEMBER 26, 2018/akv