

Urmila Ingale

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 865 OF 2019
IN
INCOME TAX APPEAL (L) NO. 1764 OF 2019**

The Pr. Commissioner of Income Tax-Central, Pune ... Applicant
Vs.
Arihant Construction ... Respondent

Mr. Sham V. Walve for the Applicant.
None for the Respondent.

**CORAM : NITIN JAMDAR &
M. S. KARNIK, JJ.
DATE : 19 DECEMBER, 2019.**

P. C. :

In normal circumstances, we would have insisted upon a format notice to be served on the Respondent, however, we note that delay in filing the Appeal is only of One day and appellants have served respondent by way of private notice and have undertaken to file an affidavit of service, we have proceeded with the matter. Sufficient cause is made out. Delay in filing the appeal stands condoned. Notice of Motion is allowed. Affidavit of service to be filed by 9 January 2020.

[M. S. KARNIK, J.]

[NITIN JAMDAR, J.]