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

\+ ITA 181/2019

PR. COMMISSIONER OF INCOME
TAX-04, DELHI ..... Appellant

Through : Mr. Zoheb Hossain, Sr. Standing Counsel for Revenue.

versus

M/ S INDIABUILS CAPITAL SERVICES LTD. .. Respondent

Through : None.

CORAM:
HON'BLE MR. JUSTICE S. RAVINDRA BHAT
HON'BLE MR. JUSTICE PRATEEK JALAN

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

% 26.02.2019

The question of law urged in respect of Section 14A in this case is squarely covered by the decision of this court in *ACB India v. Assistant Commissioner of Income Tax*, (2015) 374 ITR 108 (Delhi). Furthermore, the disallowance calculated exceeded the value of investment itself and is therefore, contrary to the ruling in *Cheminvest Ltd. v. Commissioner of Income Tax*, (2015) 378 ITR 33 (Delhi). As such, no question of law arises in the present appeal.

This appeal is therefore, dismissed.

S. RAVINDRA BHAT, J

PRATEEK JALAN, J

FEBRUARY 26, 2019
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