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

\+ ITA 857/2019

PR. COMMISSIONER OF INCOME TAX – 8 ..... Appellant

Through: Mr. Zoheb Hossain, Senior Standing Counsel.

versus

MIS. SOJITZINDIA PVT. LTD. ..... Respondent

Through: None.

CORAM:
HON'BLE MR. JUSTICE VIPIN SANGHI
HON'BLE MR. JUSTICE SANJEEV NARULA

O R D E R

% 25.09.2019

C.M. No.42972/2019 (exemption)

1. Exemption allowed, subject to all just exceptions.

2. The application stands disposed of.

ITA 857/2019 & C.M. No.42973/2019 (delay)

3. Learner counsel for the Appellant fairly does not dispute the fact that the issues raised in the present appeal are squarely cover by the decision of this Court in ITA No. 28/2017 dated 10.01.2017 in relation to the same assessee for the subsequent assessment years namely, 2008-09, 2009-10 and 2010-11. The present appeal relates to assessment year 2007-08. Following the decision in ITA No. 28/2017, the present appeal is dismissed.

4. In view of the aforesaid, the application for condonation of delay in re-

filing is not necessary to be considered on merits.

VIPIN SANGHI, J

SANJEEV NARULA, J

SEPTEMBER 25, 2019
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