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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

ITA-20-2000 (O&M)
Date of decision : 10.01.2020

M/S ASA SINGH COTTON FACTORY, KOTKAPURA THROUGH ITS PARTNER

...... APPELLANT

VERSUS

THE COMMISSIONER OF INCOME TAX, JALANDHAR AND ANOTHER

...... RESPONDENTS

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI
HON'BLE MR. JUSTICE AVNEESH JHINGAN

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Present :- Mr. Alok Mittal, Advocate
for the appellant.

Mr. Vivek Sethi,Senior Panel Counsel with
Mr. Varun Issar, Junior Panel Counsel
for the respondents.

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AJAY TEWARI, J. (*Oral*)

1. This appeal has been filed under Section 260-A of the Income Tax Act, 1961 (for short 'the Act') against order of Income Tax Appellate Tribunal in ITA No. 627 (ASR) of 1994 relating to assessment year 1992-93 upholding the decision of the Appellate Authority whereby the appeal of the appellant had been partly accepted and against its claim of the yield 30.47% vis-a- vis the 30.80% assessed by the assessing Officer (the yield fixed by Cotton Corporation of India) reasonable percentage was taken as 30.67%.

2. In our considered opinion, the issue was purely factual. The only argument raised by learned counsel for the appellant is that the purchase register and the sale register have not been doubted.

3. Learned counsel for the appellant, however, does not dispute that record was also maintained on estimation basis. Moreover, there is no denial of the fact that no stock register was maintained. The Appellate Authority considered the evidence in entirety, as also the comparables relied upon and a reasonable approach was adopted in the absence of reliable documents.

4. In the circumstances, we are not in position to hold that the factual appreciation by the Appellate Authority which, mentioned above, had partly allowed the appeal of the appellant calls for any interference.

5. Dismissed.

(AJAY TEWARI)
JUDGE

(AVNEESH JHINGAN)
JUDGE

10th January, 2020
shabha

Whether speaking/reasoned	:	*Yes/No*
Whether Reportable	:	*Yes/No*