IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL NO.288 OF 2018

Principal Commissioner of Income
Tax 31, Mumbai .. Appellant
v/s.
G. Shoes Exports .. Respondent

....

Mr. Arvind Pinto, for the Appellant.

Mr. Rajendra, i/b. Rajendra & Associates, for the Respondent.

....

CORAM: NITIN JAMDAR &
N.R. BORKAR, JJ.

DATE : 16 JUNE 2022

P.C:-

On 18 April 2002, following order was passed:

"1. Mr. Rajendra states tribunal has recalled the impugned order. Mr. Pinto states that the matter be stood over by one week to enable him to take instructions.

2. Stand over to 25th April, 2022."

2. Thereafter, on 9 June 2022, following order was passed :

> *" Request is made on behalf of the learned Counsel for the Appellant for adjournment. The learned Counsel for the Respondent had pointed out earlier that Tribunal has recalled the impugned Order and this Appeal is infructuous. If this statement is not controverted by the Appellant by the next date, we may proceed to after the same and pass the appropriate order.*
>
> *2. Stand over to 16 June 2022.*
>
> *3. To be listed under the caption 'For Direction'."*

3. The learned Counsel for the Appellant has no instructions. Accepting the statement made by the learned Counsel for the Respondent, the Appeal is disposed of.

(N.R. BORKAR, J.) **(NITIN JAMDAR, J.)**