

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

WRIT PETITION NO. 3188 OF 2019

Sprit Infrapower and Multiventures Pvt. Ltd.

...Petitioner

Versus

Deputy Commissioner of Income Tax Circle
8(2)(2) & ors.

...Respondents

SANTOSH
SUBHASH
KULKARNI

Mr. Percy Pardiwalla, Senior Advocate, i/b Jay Nilesh
Bhansali, for the Petitioner.

Mr. Suresh Kumar, for the Respondents.

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SANTOSH SUBHASH
KULKARNI
Date: 2022.01.10
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**CORAM: K. R. SHRIRAM &
N. J. JAMADAR, JJ**
DATED: 10th JANUARY, 2022
(Video Conferencing)

PC:-

1. After the matter was heard for sometime, we find that the following order will suffice to meet the ends of justice:

- (a) The order impugned in the petition passed on 9th October, 2019, rejecting Petitioner's objections is set aside.
- (b) Petitioner is permitted to place on record with the Assessment Officer further submissions together with copies of all the judgments of the Supreme Court, Apex Court and the I.T.A.T. relied upon by them in

support of their submissions.

- (c) The Assessing Officer will grant a personal hearing to Petitioner and give at least seven days advance notice to Petitioner.
 - (d) After hearing Petitioner and considering the submissions made orally as well as in writing shall pass a properly reasoned order on objections dealing with each point raised by Petitioner.
- 2. Consequent notices dated 9th October, 2019, issued under Section 143(2) and 143(1) of the Act are also set aside.
 - 3. Petition stands disposed of with no order as to costs.
 - 4. All rights and contentions of Petitioner are kept open.

[N. J. JAMADAR, J.]

[K. R. SHRIRAM, J.]