

107/A

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

ITA-12-2021(O&M)

Date of Decision:15.07.2022

Pr. Commissioner of Income Tax, Panchkula Appellant

versus

M/s Haryana Agro Industries Corporation Ltd. Respondent

CORAM : HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA
HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Yogesh Putney, Senior Standing Counsel
for the appellant.

TEJINDER SINGH DHINDSA, J. (ORAL)

Heard.

From the pleadings on record we find that similar question had been raised in **ITA No. 212 of 2019** before this Court and vide order dated 24.09.2019 the appeal of the revenue was dismissed holding that poly covers and wooden crates live out their lives within 3 to 4 years as claimed by the assessee and the same cannot be treated as a Capital Asset for the purpose of depreciation nor the same can be accepted.

Consequently the present appeal is dismissed in terms of judgment dated 24.09.2019 passed by this Court in **ITA No. 212 of 2019 (Pr. Commissioner of Income Tax, Panchkula vs. M/s Haryana Agro Industries Corporation Ltd.)**.

(TEJINDER SINGH DHINDSA)
JUDGE

(PANKAJ JAIN)
JUDGE

15.07.2022
sunita

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No