

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

WRIT PETITION NO. 768 OF 2020

City and Industrial Development Corporation of
Maharashtra Ltd. ...Petitioner

Versus

Income Tax Officer, Ward 15 (1) (3) and 2 Others ...Respondents

....

Mr. J. D. Mistri, Sr. Advocate a/w. Mr. Madhur Agrawal i/b. Mr. Atul K. Jasani, for Petitioner.

Mr. Akhileshwar Sharma a/w. Ms. Shilpa Goel, for Respondents.

....

CORAM : K. R. SHRIRAM &
M.M. SATHAYE, JJ.

DATED : 12th JUNE, 2023

P.C.:

1. After hearing the Petition for some time on 06.06.2023, the matter was listed today to enable Respondents to take further instructions.

2. Today on instructions, Mr. Sharma informs the Court that as the impugned order dated 26.12.2019 disposing Petitioner's objections does not deal with the submission of Petitioner the order may be quashed and set aside with liberty to take such proceedings in accordance with law. We, therefore, quash and set aside the order dated 26.12.2019, which is impugned in the Petition. It is open to Respondents to take such steps as advised.

3. All rights and contentions of Petitioner is kept open.

4. We clarify that we have not passed any directions to Respondents to pass any fresh order. Respondents are free to take such steps as deemed fit in accordance with law. We express no opinion.

5. Petition disposed.

[M. M. SATHAYE, J.]

[K. R. SHRIRAM, J.]