

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.10385 OF 2024

KF Bioplant Pvt. Ltd.

...Petitioner

Versus

The Assistant Commissioner of Income Tax ...Respondents
Central Circle -7, Pune & Ors.

Mr.Jehangir Mistri with Mr.Nishant Thakkar with Mr. Hiten Thakkar and
Jasmin Amalsadvala with Bhavesh Bhatia i/b. Lumiere Law Partners, for
Petitioner.

Mr. Akhileshwar Sharma, for Respondents

CORAM: _____
G. S. KULKARNI &
SOMASEKHAR SUNDARESAN, JJ.

DATE 10 SEPTEMBER 2024

P.C.

1. For the reasons as recorded by us in M/s. J. D. Printer Pvt. Ltd. Vs. Income
Tax Officer – 15(1)(2) & Ors.¹, in regard to our observations on the
proceedings involving the decision in Hexaware Technologies Limited Vs.
Assistant Commissioner of Income Tax & 4 Ors.², we pass the following order:

ORDER

I. Rule. Respondents waive service.

II. Pending the hearing and final disposal of this petition
there shall be interim orders in terms of prayer clause (c).

¹ Writ Petition No. 12187 of 2024

² (2024) 464 ITR 430

III. Liberty to the parties to apply after appropriate orders are passed by the Supreme Court and / or final decision of the Supreme Court in Hexaware.

(SOMASEKHAR SUNDARESAN, J.)

(G. S. KULKARNI, J.)