

KIRAN KAWRE

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

**INTERIM APPLICATION NO. 1117 OF 2024
IN
INCOME TAX APPEAL (L) NO. 18611 OF 2023**

Pr Commissioner Of Income Tax 2	...Applicant
Versus	
Luhariwala Finance & Investment Pvt. Ltd.	...Respondent

Mr. N.C. Mohanty for the Applicant.
Mr. P.C. Tripathi i/by Mr. Atul Jasani for Respondent.

**CORAM: G. S. KULKARNI &
SOMASEKHAR SUNDARESAN, JJ.
DATED: 20 SEPTEMBER 2024**

P.C.

1. We have heard learned counsel for the parties on this interim application which is filed praying for condonation of delay in filing the aforesaid appeal under Section 260A of the Income Tax Act. The delay which is sought to be condoned is of 46 days.

2. The position in law in catena of judgments in regard to the principles to be followed on condoning the delay, is well settled.

3. Having perused the memo of the application and considering the period of delay, in our opinion, the reasons as set out certainly provide for an appropriate justification and a sufficient cause is shown by the applicant in

regard to the delay in filing the appeal. It is hence in the interest of justice that the delay is condoned.

4. The application is hence allowed in terms of prayer clause (a).
5. The appeal accordingly be listed for admission, subject to removal of objections, if any, to be removed within four weeks from today.
6. Disposed of in the above terms. No costs.

(SOMASEKHAR SUNDARESAN, J.)

(G. S. KULKARNI, J.)