IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.08.2024

CORAM

THE HON'BLE MR.JUSTICE R.SURESH KUMAR
AND
THE HON'BLE MR.JUSTICE C.SARAVANAN

Tax Case Appeal No.443 of 2015

Commissioner of Income Tax
Central Circle - I(5)
Chennai 600 034. ... Appellant

Vs.

M/s.Navin Housing & Properties Pvt Ltd.,
Chennai. ... Respondent

Tax Case Appeal filed under Section 260A of the Income Tax Act, 1961 against the order of the Income Tax Appellate Tribunal, Madras 'A' Bench, Chennai, dated 20.02.2014 made in I.T.A.No.1833/Mds/2013.

For Appellant : Mr.A.S.Sriraman
for M/s.S.Sridhar

For Respondent : Mr.S.Rajesh, Junior Standing Counsel
for Mr.J.Narayanaswamy
Senior Standing Counsel

J U D G M E N T

(Delivered by C.SARAVANAN, J.)

It is noticed that the substantial question of law raised in this appeal has already been answered by a Division Bench of this Court in the case of **The Commissioner of Income Tax -vs- Sanghvi and Doshi Enterprises**

[2013] 29 taxmann.com 386 (Madras), which stands confirmed by the Hon'ble Supreme Court in **Commissioner of Income Tax -vs- Sanghvi and Doshi Enterprises [2017] 84 taxmann.com 241 (SC)**.

2. Incidentally, for similar issue for this very same assessee appeals were also dismissed by a Co-ordinate Bench of this Court for low tax effect in Tax Case Nos.174 to 176 of 2013 dated 07.02.2020.

3. Hence, the substantial question of law raised in this appeal is answered against the Revenue and in favour of the assessee. The appeal stands dismissed. No costs.

(R.S.K.,J.) (C.S.N.,J.)
13.08.2024

NCS : Yes/No
Index : Yes/No
KST

To

The Income Tax Appellate Tribunal
'C' Bench, Chennai.

R.SURESH KUMAR, J.
AND
C.SARAVANAN, J.

KST

T.C.A.No.443 of 2015

13.08.2024