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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

\+ W.P.(C) 490/2024

DELHI TRANSCO LTD ..... Petitioner

Through: Ms. Rashmi Chopra, Ms. Fiza Chopra & Mr. Puneet Rathi, Advs.

versus

THE INCOME TAX DEPARTMENT & ORS ..... Respondents

Through: Mr. Prashant Meharchandani, SSC with Mr. Akshant Singh, JSC for R- 1 & 2.
Mr. Rajiv Kapur & Mr. Akshit Kapur, Advs. for R-4/SBI.

CORAM:
HON'BLE MR. JUSTICE YASHWANT VARMA
HON'BLE MR. JUSTICE PURUSHAINDRA KUMAR KAURAV

O R D E R

% **12.01.2024**

CM APPL. 2164/2024 (Exemption)

1. Allowed, subject to all just exceptions.

2. Application is disposed of.

W.P.(C) 490/2024 & CM APPL. 2163/2024

3. Bearing in mind the nature of challenge which stood raised we had asked Mr. Meharchandani, learned counsel for respondent nos. 1 & 2 to obtain instructions. Our direction to the aforesaid effect was prompted by the admitted fact that the application of the petitioner under Section 220(6) of the Income Tax Act, 1961 ["**Act**"] is yet to be disposed of.

4. Mr. Meharchandani on instructions submitted that the

attachment of all bank accounts of the petitioner shall stand lifted forthwith and that appropriate directives in this respect shall be communicated to all the concerned financial institutions. Mr. Meharchandani, further stated on instructions that the pending stay application shall also be disposed of within a period of one week from today. The statement so made is recorded and accepted.

5. In view of the aforesaid, we dispose of the instant writ petition at this stage, subject to rights being reserved to the writ petitioner to file a fresh petition once the application for stay is disposed of and if cause so arises. The challenges otherwise addressed on the writ petition shall be open to be urged in fresh and independent proceedings.

6. Order Dasti under the signature of the Court Master.

YASHWANT VARMA, J.

PURUSHAINDRA KUMAR KAURAV, J.

JANUARY 12, 2024/kk