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

INCOME TAX APPEAL NO. 797 OF 2024

Pr. Commissioner of Income Tax 6 Mumbai : Appellant
Versus
Reliance Power Limited -
3042/MUM/2023 (AY 2012-13) : Respondent.

Mr Akhileshwar Sharma, for the Appellant
Mr. Balasaheb Yewale for the Respondent.

CORAM **M.S. Sonak &**
Advait M. Sethna, JJ.
DATED: **01 October 2025**

PC:-

1. The tax effect in this Appeal is less than Rs. Two Crores. Nothing is shown to us about the Appeal falling within any of the exceptions.

2. Accordingly, in terms of CBDT Circular, we dispose of this Appeal on the ground of law tax effect, leaving open the questions of law.

3. However, if at a later stage, the Appellant finds that the tax effect is greater than Rs. Two Crores or that the matter falls within any of the exceptions, we grant the Appellant liberty to apply for restoration. This is provided the liberty is exercised within a reasonable time i.e. on or before 31 January 2026.

4. The Appeal is disposed of in the above terms.

(Advait M. Sethna, J) **(M.S. Sonak, J)**