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ITEM NO.2

COURT NO.1

SECTION IIIA

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CIVIL APPEAL NO.4899 OF 2010

COMMR.OF INCOME TAX,CHENNAI

Appellant (s)

VERSUS

M/S T.NADU CO-OP.SILK PRODUCERS FED.LD.

Respondent(s)

(With prayer for interim relief and office report)

Date: 05/09/2012 This Appeal was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE MADAN B. LOKUR

For Appellant(s) Mr. Rajiv Dutta,Sr.Adv.

Mr. Rupesh Kumar,Adv.

Ms. N. Annapoorani,Adv.

Mr. B.V. Balaram Das,Adv.

For Respondent(s) Mr. A.T.M. Sampath,Adv.

UPON hearing counsel the Court made the following
O R D E R

Heard learned counsel on both sides.

The civil appeal is allowed.

No order as to costs.

[T.I. Rajput]
A.R.-cum-P.S.

[Indu Satija]
Court Master

[Signed order is placed on the file.]

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

Commissioner of Income Tax, Chennai

..Appellant(s)

Versus

M/s. Tamil Nadu Cooperative Silk
Producers Federation Ltd.

...Respondent(s)

O R D E R

Heard learned counsel on both sides.

This civil appeal filed by the Department concerns Assessment Year 1998-1999.

In terms of the judgement of this Court in the case of Commissioner of Income-Tax vs. Ponni Sugars and Chemicals Ltd., reported in [2008] 306 I.T.R.392, this matter is remitted to the Income Tax Appellate Tribunal for de-novo consideration in accordance with law.

Accordingly, the impugned order is set aside and the civil appeal filed by the Department stands allowed.

No order as to costs.

.....CJI.
[S.H. KAPADIA]

.....J.
[MADAN B. LOKUR]

New Delhi,
September 05, 2012.
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