

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGSPetition(s) for Special Leave to Appeal (Civil)...../2008  
CC 16839/2008(From the judgement and order dated 14/08/2007 in ITA No.292/2007  
of the HIGH COURT OF BOMBAY)

C.I.T. Petitioner(s)

VERSUS

SAMARTH SAHAKARI SAKHAR KARKHANA LTD.

Respondent(s)

(With appln(s) for c/delay in filing SLP and office report)

WITH S.L.P.(C).....CC Noa. 17172, 17181 & 17362 of 2008  
(With appln(s) for c/delay in filing SLP and office report)

Date: 05/01/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.H. KAPADIA  
HON'BLE MR. JUSTICE AFTAB ALAMFor Petitioner(s) Mr. Parag P. Tripathi, ASG.  
Ms. Vismai Rao, Adv.  
Mr. H. Raghavendra Rao, Adv.  
Mr. Rahul Kaushik, Adv.  
Mr. B.V. Balaram Das, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following  
ORDERIssue notice limited to the applicability of Section 40A(2) of  
the Income Tax Act, 1961.(N. ANNAPURNA)  
COURT MASTER(MADHU SAXENA)  
COURT MASTER