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

+ ITA 269/2017

PR. COMMISSIONER OF INCOME TAX –IV Appellant
Through: Mr. Divij Soni, proxy counsel.

versus

INTERTEK INDIA P,LTD Respondent
Through: Mr. Sanjeev Garg, proxy counsel.

CORAM:

HON'BLE MR. JUSTICE S. RAVINDRA BHAT

HON'BLE MR. JUSTICE NAJMI WAZIRI

ORDER

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31.03.2017

CM No. 12723/2017 (Condonation of delay in re-filing)

There is a delay of 870 days in refilling the appeal.

The explanation for the delay and the ground for its condonation urged by the Revenue is that though originally the appeal was filed within reasonable time, yet, the defective filing led to the return of the papers. The general grounds that due to increase in court fee requisite funds had to be received from the Central Government; the matter could not be cleared on account of digitization (e-filing) of the case; and that the file was transferred to the counsel upon reorganization, cannot qualify as “sufficient cause”.

The application is, accordingly, dismissed.

ITA No. 269/2017

In view of the order passed today in CM No. 12723/2017, the

appeal stands dismissed.

S. RAVINDRA BHAT, J

NAJMI WAZIRI, J

MARCH 31, 2017/kk