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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**

% **O R D E R**  
**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**