

**IN THE SUPREME COURT OF INDIA
INHERENT JURISDICTION**

Review Petition (C) No 1769 of 2019
in
Special Leave Petition (C) No 775 of 2019

Income Tax Officer Ward 2(2)

...Petitioner(s)

Versus

Bihar State Financial Corporation

...Respondent(s)

WITH

Review Petition (C) No 1770 of 2019
in
Special Leave Petition (C) No 776 of 2019

ORDER

R.P.(C) No. 1769/2019 in SLP(C) No. 775/2019

The Special Leave Petition was dismissed on 2 January 2019 on the ground that the tax effect is less than Rupees One Crore on the basis of a CBDT circular.

Mr Vikramjit Banerjee, learned Additional Solicitor General has adverted to the relevant part of the paper book to indicate that the tax effect for the assessment year 2007-08 is Rs 2.94 crores (approximately).

In the above circumstances, we recall the order dated 2 January 2019 dismissing the Special Leave Petition (C) No 775 of 2019 on the ground of low tax effect. The Special Leave Petition is restored to the file.

Tag with Civil Appeal No 152 of 2015.

R.P.(C) No. 1770/2019 in SLP(C) No. 776/2019

Mr Vikramjit Banerjee, learned Additional Solicitor General states fairly that since the tax effect is Rs 47 lakhs (approximately), it is not necessary for the Court to entertain the present proceedings in view of the CBDT circular.

The Review Petition is accordingly dismissed.

.....J.
[Dr Dhananjaya Y Chandrachud]

.....J.
[Hemant Gupta]

New Delhi;
December 04, 2019

ITEM NO.10

COURT NO.8

SECTION XVI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

R.P.(C) No. 1769/2019 in SLP(C) No. 775/2019

INCOME TAX OFFICER WARD 2(2)

Petitioner(s)

VERSUS

BIHAR STATE FINANCIAL CORPORATION

Respondent(s)

WITH

R.P.(C) No. 1770/2019 in SLP(C) No. 776/2019 (XVI)

Date : 04-12-2019 These petitions were called for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MR. JUSTICE HEMANT GUPTA

For Petitioner(s) Mr. Vikramjit Banerjee, ASG
Mr. S.S.Ray, Adv.
Ms. Purnima Bhat, Adv.
Mrs. Anil Katiyar, AOR

For Respondent(s)

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

R.P.(C) No. 1769/2019 in SLP(C) No. 775/2019

We recall the order dated 2 January 2019 dismissing the Special Leave Petition (C) No 775 of 2019 on the ground of low tax effect. The Special Leave Petition is restored to the file.

The Review Petition is accordingly disposed of.

Tag the Special Leave Petition with Civil Appeal No 152 of 2015.

R.P.(C) No. 1770/2019 in SLP(C) No. 776/2019

The Review Petition is dismissed in terms of the signed order.

Pending application, if any, stands disposed of.

(SANJAY KUMAR-I)

AR-CUM-PS

(Signed order is placed on the file)

(SAROJ KUMARI GAUR)

COURT MASTER