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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL NO.6392 OF 2010

The Commissioner of Income Tax-6, MumbaiAppellant
V/s.
M/s.Hindalco Industries LimitedRespondent

Mr.Suresh Kumar for the Appellant.

Mr.Pankaj R. Toprani for the Respondent.

CORAM : S.J. VAZIFDAR AND
M.S. SANKLECHA, JJ.
DATE : 17TH SEPTEMBER, 2012.

P.C. :-

1. In paragraph 2 of the order dated 16.8.2012, it has been erroneously stated that the appeal is admitted in respect of question "o". Question "o" reads as under :-

"o) Whether on the facts and the circumstances of the case, the Tribunal was justified in law in allowing the expenses of Rs.16,25,420/- for buy back of shares even though the same are capital in nature ?"

This question has been answered in favour of the assessee in Income Tax Appeal No.517 of 2009. The facts in this case admittedly are the same as those in Income Tax Appeal No.517



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of 2009. For the reasons stated therein, the appeal, as regards question “o” is dismissed.

(M.S. SANKLECHA, J.)

(S.J. VAZIFDAR, J.)