

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION (L) NO.5983 OF 2022**

Abhinandan Exports

....Petitioner

V/s.

Income Tax Officer, Ward 23(1)(6) & Ors.

...Respondents

Mr. Shreyash J. Shah for Petitioner

Mr. Akhileshwar Sharma a/w Ms Mamta Omle for Respondents-Revenue

CORAM : K.R. SHRIRAM &

N.R. BORKAR, JJ

DATED : 20th APRIL 2022

P.C. :

1 Mr. Sharma for respondents, relying upon an affidavit of one Swati Pandit, Income Tax Officer, affirmed on 19th April 2022 submits that the court can grant prayer clause (a).

2 In view thereof, petition is allowed in terms of prayer clause (a), which reads as under:

“(a) This Hon’ble court may be pleased to issue a writ of certiorari or a writ in the nature of Certiorari or any other appropriate writ, order or direction under Article 226 of the Constitution of India calling for the records of the Petitioner’s case and after examining the legality and validity thereof quash and set aside the notice dated 26th March 2021, (Exhibit F) issued by Respondent No.1 under Section 148 of the Act seeking to reopen the assessment for the assessment year 2013-14 and the order dated 20th January 2022 (Exhibit L) passed by Respondent No.3 disposing of the objections raised by the Petitioner together with the consequential notices and order.”

3 Petition disposed.

(N. R. BORKAR, J.)

(K.R. SHRIRAM, J.)