

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

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 20632/2026

[Arising out of impugned final judgment and order dated 09-07-2025 in ITAT No. 70/2025 passed by the High Court at Calcutta]

PRINCIPAL COMMISSIONER OF INCOME TAX 1 KOLKATA Petitioner(s)

VERSUS

M/S BRITANNIA INDUSTRIES LIMITED Respondent(s)

IA No. 111121/2026 - CONDONATION OF DELAY IN FILING

Date : 21-04-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA
HON'BLE MR. JUSTICE ALOK ARADHE

For Petitioner(s) : Mr. N Venkataraman, A.S.G.(NP)
Mr. Venkataraman Chandrashekhara Bharathi, Adv.
Mrs. Pankhuri Srivastava, Adv.
Mr. B K Satija, Adv.
Mr. Amit Sharma V, Adv.
Mr. Sudarshan Lamba, AOR

For Respondent(s) :

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

1. Delay condoned.
2. Heard Mr. V. Chandrashekhara Bharathi, learned counsel appearing for the petitioner.
3. While we are not inclined to interfere with the Special Leave Petition against the judgment and order passed by the High Court, the interpretation of the High Court on Section 56(2)(x) coupled with Section 43-B of the Income Tax Act, 1961 is kept open for being considered in an appropriate case.
4. With this observation, the Special Leave Petition stands

disposed of.

5. Pending application(s), if any, shall stand disposed of.

(KAPIL TANDON)
COURT MASTER (SH)

(NIDHI WASON)
ASSISTANT REGISTRAR