

Speed Lines (P) Ltd. Vs. Cit

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Court : Supreme Court of India

Decided On : Mar-09-2007

Reported in : [2009]316ITR102(SC)

Judge : AR. Lakshmanan and; Altamas Kabir, JJ.

Appellant : Speed Lines (P) Ltd.

Respondent : Cit

Advocate for Pet/Ap. : Mr. Bhargava V. Desai

Disposition : Appeal allowed

Judgement :

ORDER

1. Leave granted.

2. Heard Mr. Bhargava V. Desai, learned Counsel for the appellant and Mr. Vikas Singh, learned ASG for the respondent.

3. The appellant aggrieved against the order dated 23-8-2005 passed by the High Court of Delhi in IT Appeal No. 327 of 2005 filed the present appeal in this Court on the ground that the order passed by the High Court is non-speaking. The High Court on 23-8-2005 has passed the following order which reads thus:

Date. 23-8-2005

Income Tax Appeal No. 327 of 2005

Heard.

No substantial question of law arises for consideration.

Dismissed.

4. While entertaining the Special Leave Petition, this Court issued notice to the respondent limited to the question as to why the matter should not be remanded back to the High Court. Since the order of the High Court is non-speaking, we are of the view that the order is liable to be set aside and the matter be remitted to the High Court for fresh consideration of the entire matter on merits and in accordance with law. We, therefore, allow this appeal and remit the matter to the High Court with a request to dispose of the same as expeditiously as possible.

No costs.

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