

Ashok Chawla Vs. Union of Indian

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Court : Delhi

Decided On : Aug-01-2001

Reported in : [2002]120TAXMAN801(Delhi)

Appeal No. : CWP No. 1518 of 1997 and Cm Nos. 5728, 6718 Of 2000 1 August 2001

Appellant : Ashok Chawla

Respondent : Union of Indian

Advocate for Pet/Ap. : O.S. Bajpai,;for the Revenu; R.D. Jolly and; Ms. Prem Lata

Judgement :

ORDER

After some hearing, the learned counsel for the petitioner stated that the points urged in the writ petition should be permitted to be raised before the Tribunal before whom IT Appeal Nos. 5669, 5665, 5668 and 5666 (Delhi) of 1996 are pending. We feel that the points raised are essentially factual in nature and though some questions of law are involved, they would depend upon the adjudication of connected factual aspects. thereforee, the Tribunal shall permit the petitioner to urge such points as are available to be urged. It is stated by the learned counsel for the petitioner that some additional material may be required to be placed for consideration of the Tribunal. On an appropriate application being filed for

consideration of the evidence, the Tribunal would do well to pass necessary orders in accordance with law, if they are related to the issues involved in the appeals. We find that there were some interim orders passed by the Tribunal and by order dated 29-5-1998 interim protection was granted to the assessed by this court. Hearing of the appeals appears to have been deferred because of pendency of the writ petition. To avoid unnecessary delay, let the parties appear before the Tribunal, without any further notice, on 21-8-2001 when the Tribunal shall fix up a date for hearing of the appeals expeditiously. Till disposal of the appeals, interim order dated 29-5-1998 shall be operative. We make it clear that we have not expressed any opinion on the various issues raised in the writ petition.,

2. The petition stands disposed of.

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