

IN THE SPECIAL COURT (TRIAL OF OFFENCES RELATING TO

TRANSACTIONS IN SECURITIES) ACT, 1992

MISCELLANEOUS APPLICATION NO. 81 OF 2013

Jyoti Mehta ... Applicant

vs.

Asst. Commissioner of ... Respondents
Income Tax and Anr.

WITH

MISCELLANEOUS APPLICATION NO. 83 OF 2013

MISCELLANEOUS APPLICATION NO. 106 OF 2013

MISCELLANEOUS APPLICATION NO. 107 OF 2013

MISCELLANEOUS APPLICATION NO. 48 OF 2014

Mr. Ashwin Mehta for the Applicant.

Mr. B. M. Chatterji, Senior Advocate i/b. Mr. Ranit Basu for Income Tax Authority – Respondent no. 1.

Mr. Hormaz Daruwalla a/w. Ms. Shilpa Bhate i/b. M/s. Leena Adhvarya Associates for Respondent no. 2.

CORAM : A.K. MENON, J.
Judge, Special Court

Date : 23rd APRIL, 2021

(Through Video Conference)

P.C. :

1. Mr. Mehta states these five applications have been filed by the notified party seeking various directions to the Income Tax department to refund

amounts which according to the applicants are due in respect of the assessment year 1992-93 and 1993-94 and to give credit in respect of Tax deducted at Source despite orders of the Hon'ble Supreme Court in Civil Appeal 7572 of 1999 and 1775 of 2002.

2. Mr. Mehta also states that he has instructions to state that these are aspects which he will now agitate in an appropriate application to be filed in those civil appeals. He is therefore seeking to unconditionally withdraw these applications.

3. In these applications voluminous records have been filed in this Court and this request is now being made after the matters commenced hearing on 9th April, 2021. According, I pass the following order :

- (i) All five applications allowed to be unconditionally withdrawn.
- (ii) Since the applications are being withdrawn unconditionally it is made clear no liberty is being granted.

(A.K. MENON, J.)