



B K KHARE & Co
CHARTERED ACCOUNTANTS

Monthly Newsletter

Direct Tax

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From The Courts - Analysis Of Recent Decisions



Supreme Court

We have in this edition covered the interesting and salient decisions of the Courts, pertinent to our readers and hope will make an interesting read.

SC: Treated The Filing Of Declaration To Withdraw The Claim u/s 10B As Mandatory, Not Directory →

SC: Honourable Apex Court lays Down Principles To Be Followed In Exercising The Writ Jurisdiction In The Matter Of Search And Seizure U/s 132 Of The Income Tax Act And Other Administrative Actions. →

Kar HC: Reimbursement Of Salary To Overseas Legal Employer Of Seconded Employee Is Not Fee For Technical Services →



High Court

P&H HC: Refund Was To Be Granted To The Assessee As The A.O. Did Not Pass Fresh Assessment Order Within The Stipulated Time Limit After The Matter Was Remanded By The ITAT. →

Kar HC: Assessee Eligible For Set Off Of Losses Where Court Approved Demerger Of Dysfunctional Unit As 'Going Concern' →

Del HC: Section 14A Amendment Alters Legal Position, Not Retrospective, Despite Being Inserted 'For Removal Of Doubts' →

Cal HC: Section 68 Cannot Be Invoked Without Evidence In A Casual Manner On Suspicion Or Surmises →

Del HC: Concept Of 'Change Of Opinion' Under New Reassessment Regime Continues To Be Relevant; HC Set Aside The Matter →

Cal HC: Penny Stock Assessments Upheld Reversing ITAT Orders →

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