

# Surendra Kumar Jain vs Addl. Commissioner Of Income Tax, ... on 28 February, 2022

**Author: Vipin Sanghi**

**Bench: Vipin Sanghi, Dinesh Kumar Sharma**

\$~43 to 47 and 49 to 56

\* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) 1503/2021, CM APPLs. 4322/2021 & 28424/2021  
SURENDRA KUMAR JAIN ..... Petitioner  
Through:  
versus

ADDL. COMMISSIONER OF INCOME TAX, CENTRAL RANGE-  
5, NEW DELHI ..... Respondent  
Through: Mr. Zoheb Hossain, Sr. Standing  
Counsel for Revenue, Mr. Vipul  
Agarwal and Mr. Parth Semwal, Jr.  
Standing Counsel for Revenue,  
Income Tax Department

\$~44

+ W.P.(C) 1692/2021, CM APPL. 4850/2021  
POONAM JAIN ..... Petitioner  
Through:  
versus

ADDL. COMMISSIONER OF INCOME TAX CENTRAL RANGE  
5 NEW DELHI ..... Respondent  
Through: Mr. Zoheb Hossain, Sr. Standing  
Counsel for Revenue, Mr. Vipul  
Agarwal and Mr. Parth Semwal, Jr.  
Standing Counsel for Revenue,  
Income Tax Department

\$~45

+ W.P.(C) 1693/2021, CM APPL. 4853/2021  
GEETIKA JAIN ..... Petitioner  
Through:  
versus

ADDL. COMMISSIONER OF INCOME TAX, CENTRAL RANGE-  
5, NEW DELHI ..... Respondent

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By: BHUPINDER SINGH

ROHELLA

Signing Date:05.03.2022

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Through: Mr. Zoheb Hossain, Sr. St  
Counsel for Revenue, Mr. V  
Agarwal and Mr. Parth Semw  
Standing Counsel for Reven  
Income Tax Department

\$~46

+ W.P.(C) 5012/2021, CM APPL. 15355/2021  
MANAVINDER SINGH

.....

Through:  
versus

DY DIRECTOR OF INCOME TAX (INV) UNIT 3(4) NEW DELHI

..... Responden

Through:

\$~47

+ W.P.(C) 5561/2021, CM APPL. 17235/2021  
ROBERT VADRA

.....

Through: Mr. Suman Jyoti Khaitan, Mr.Pra  
Chadha, Mr. Guatam Jain and Mr  
Vikas Kumar, Advocates.

versus

UNION OF INDIA & ORS.

..... Respon

Through: Mr. Ravi Prakash CGSC with Ms.  
Shruti Shivkumar Adv.  
Mr. Zoheb Hossain, Sr. Standin  
Counsel for Revenue, Mr. Vipul  
Agarwal and Mr. Parth Semwal,  
Standing Counsel for Revenue,  
Income Tax Department

\$~49

+ W.P.(C) 5007/2021  
ANIL KUMAR MITTAL

..... Pet

Through: Mr. Anirudh Bakhru, Ms. Ro  
Dua, Ms. Tejaswini Chandra  
and Mr. Arav Pandit, Advts

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By:BHUPINDER SINGH

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versus

ADDL.COMMISSIONER OF INCOME TAX

..... Res

Through:

\$~50

+ W.P.(C) 5170/2021  
ANOOB KUMAR GUPTA

..... Pet

Through:  
versus

ADDL.COMMISSIONER OF INCOME TAX

..... Res

Through:

\$~51

+ W.P.(C) 5181/2021  
ARUN KUMAR GUPTA

..... Peti

Through: Mr. Anirudh Bakhru, Ms. Roo  
Dua, Ms. Tejaswini Chandras  
and Mr. Arav Pandit, Advts.

versus

ADDL.COMMISSIONER OF INCOME TAX

..... Res

Through:

\$~52

+ W.P.(C) 5294/2021, CM APPL. 16297/2021  
DEEPAK TALWAR

..... Petiti

Through: Mr. Prabhav Ralli, Adv.

versus

UNION OF INDIA & ORS.

..... Re

Through: Mr. Ravi Prakash CGSC  
with Ms. Shruti shivkumar A  
Mr. Zoheb Hossain, Sr. Stan  
Counsel for Revenue, Mr. Vi  
Agarwal and Mr. Parth Semwa  
Standing Counsel for Revenue

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Income Tax Department

\$~53

+ W.P.(C) 6092/2021, CM APPL. 19281/2021  
KRISHAN LAL MADHOK

..... Petiti

Through: Mr. P. D. Gupta, Sr. Advocate w  
Mr. Atul Gupta, Advocate.

versus

UNION OF INDIA & ORS.

..... Respo

Through: Mr. Kunal Sharma, Sr St Couns

with Ms.Zehra Khan jr St Coun  
and Shubhendu Bhattacharyya,A  
Counsel for IT Dept

\$~54

+ W.P.(C) 217/2022 CM APPL. 606/2022 (STAY), CM APPL.  
607/2022 (EXEM)  
MR MOHIT JAIN

..... Petiti

Through: Mr. Sachit Jolly, Mr. Rohit Gar  
Ms. Disha Jham, Ms. Mehak  
Sachdeva, Mr. Sohum Dua,  
Advocates

versus

DY DIRECTOR OF INCOME TAX INV & ORS. .... Respondent

Through:

\$~55

+ W.P.(CRL) 618/2019 , CRL.M.A. 4336/2019, CRL.M.A. 12696/2  
CRL.M.A. 4991/2021,CRL.M.A. 4992/2021, CRL.M.A.4993/2021,  
CRL.M.A. 8400/2021, CRL.M.A.12572/2021,CRL.M.A.12573/2021  
GAUTAM KHAITAN

..... Petiti

Through: Mr. A. T. Patra and Mr. Aditya  
Ghadge, Advocates.

versus

UNION OF INDIA & ORS

..... Respond

Through: Mr. Amit Mahajan, CGSC for Un

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ROHELLA  
Signing Date:05.03.2022  
16:37:16

of India.

Mr. Zoheb Hossain, Sr. S  
Counsel for Revenue, Mr.  
Agarwal and Mr. Parth fo  
Tax Department

\$~56

+ W.P.(CRL) 1877/2019, CRL.M.A. 30829/2019, CRL.M.A.  
12695/2020, CRL.M.A. 4955/2021,CRL.M.A. 4956/2021,  
CRL.M.A. 4957/2021, CRL.M.A. 19745/2021  
RITU KHAITAN

..... Petition

Through:

versus

UNION OF INDIA & ORS.

..... R

Through: Mr. Amit Mahajan, CGSC f  
of India  
Mr. Zoheb Hossain, Sr. S  
Counsel for Revenue, Mr.

CORAM:

HON'BLE MR. JUSTICE VIPIN SANGHI

HON'BLE MR. JUSTICE DINESH KUMAR SHARMA

ORDER

% 28.02.2022

1. Mr. Hossain Sr. Standing counsel for the respondent Department, at the outset points out that the W.P. (C) No. 5559/2021 Deepak Talwar Vs Union of India & Ors, which also forms a part of the tabulation has been apparently inadvertently, listed before the Division Bench-IV as Item- 41, the same is not listed before this Court wherein one common issue is arising.

2. We permit Mr. Hossain to request the Hon'ble Chief Justice as well as the Division Bench-IV to list the matter before this Court along with the present batch.

3. Mr. Hossain, further submits that rejoinders have been filed in some matters only a day before yesterday. He further submits that applications for adjournments have been moved since the learned SG, who is leading in the matters, is appearing before the Supreme Court in a part-heard matter.

4. It is pointed out by the learned counsels for the petitioners that notices have been issued against the petitioners to enforce penalty. Mr. Hossain submits that with a view to obviate any objection in regard to the penalty notices getting time barred, notices have been issued.

5. We direct that the penalty proceedings shall remain stayed till further orders, where the notices for the same have been issued.

6. List before the Court on 11.07.2022.

7. Interims orders to continue.

8. In the meantime, the pleadings in other matters shall be completed. List the matters before the Joint Registrar for that purpose on 22.03.2022.

VIPIN SANGHI, J DINESH KUMAR SHARMA, J FEBRUARY 28, 2022 Pallavi