Govind Radhuram Jaidhara v. Income Tax Officer, Ward 28(1)(1), Mumbai & Ors.

WP 3538/2024

No neutral citation stated in supplied order | 2024-08-13

Transfer to the Appellate Side permitted; existing ad-interim relief continued until the next hearing.

High Court of Bombay | 2-judge bench (Division Bench) | G. S. Kulkarni | Somasekhar Sundaresan

Assessment years: Not specified in order text

01 FACTS OF THE CASE

Govind Radhuram Jaidhara's WP 3538/2024 was mentioned out of turn. Counsel stated that it belonged on the Appellate Side but had mistakenly been filed on the Original Side and sought transfer.

Source: PDF p.1, paragraphs 1–2

02 DISCUSSION BY THE HON'BLE COURT

The Court dealt with counsel's request to correct the forum within the High Court. The short order does not discuss the substantive tax dispute or reproduce the earlier ad-interim direction.

Source: PDF p.1, paragraphs 2–3

03 JUDICIAL DECISION

Permission to transfer the proceeding to the Appellate Side was granted, with the Registry directed to take the necessary steps.

Source: PDF p.1, paragraph 3

04 OUTCOME / IN WHOSE FAVOUR

Ad-interim relief granted on 27 June 2024 was continued until the next hearing. No final determination of the writ petition or tax liability was made on 13 August 2024.

Source: PDF p.1, paragraph 3

05 EXPERT COMMENTS

AKHB Expert Comments — editorial analysis, distinct from the Court's findings.

Transfer preserves the proceeding: The order addresses a filing on the wrong side of the High Court through transfer, rather than dismissal followed by institution of a new case. The Registry direction is the practical step required to carry that permission into effect. (PDF p.1, paragraphs 2–3)

Protection has a defined duration: The continued relief is the relief already granted on 27 June 2024, and lasts until the next hearing. Its content cannot be expanded from this source into a blanket recovery or assessment stay because the earlier terms are not reproduced. (PDF p.1, paragraph 3)

No merits inference from forum correction: Permission to move the proceeding to the Appellate Side does not validate the petitioner's tax objections or decide the respondents' statutory powers. The judicial date is 13 August 2024; the identifier's January date is not the order date. (PDF p.1)

Source: PDF p.1, paragraphs 2–3

SOURCE & VERIFICATION

Original High Court judgment PDF — AKHB source repository

Complete 1-page original reviewed; source bytes verified.

Full original and all five panels re-reviewed on 21 October 2026.

Open cited source rendition

Complete original source and all five note panels checked; original docket identities preserved.

STATUTORY SCOPE

Current law and subsequent treatment not independently verified.

LATER TREATMENT

Source checked 2026-10-21. Subsequent proceedings and current judicial treatment have not been independently verified.

AI DISCLOSURE

AI-assisted research checked against the identified source. Extraction, interpretation or omission errors remain possible. Source review does not mean independent approval by a practising professional. Verify every material statement against the complete original judgment.

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