

M/s Patna Guinea House

Civil Writ Jurisdiction Case No.6620 of 2022

FORUM

Patna High Court

ORDER DATE

09 May 2022

NOTE TYPE

Source extract

01 CONCLUDING COURT PASSAGE - SOURCE EXTRACT

iii. To hold and declare that there is not escapement of income and tax within the meaning of section 147 of the Act in view of the fact that petitioner had disclosed the deposit and bank account vide bank account no. 911020021375951 (Axis Bank) and Account no. 3049258724 (SBI) in the return and the profit and loss account which filed by petitioner before issuing notice u/s 148, as such, reassessment order passed on 29.03.2022 u/s 147 is amount to change of opinion and review as per the order/judgment passed by Hon'ble Apex Court in CIT vs Kalivinator, (2010) 320 ITR 561 and order of The Hon'ble High Court in the case of Ravindra Kumar (HUF) vs CIT, Patna reported in (2019) 419 ITR page-308. iv. To pass any writ/writs, order/orders, direction/directions as deemed fit and proper." After the matter was heard for some time, finding the Court not in favour of the submissions made by the learned counsel for the petitioner, learned counsel for the petitioner, under instructions, states that the petitioner shall be content if the petition is disposed of, with liberty to file an appeal before the appropriate forum and to take recourse to such other alternate remedies which are equally efficacious in law. Smt. Archana Sinha @ Shahi, learned counsel for the respondents, states that limitation shall not be allowed to come in the way if the petitioner prefers such an appeal within four weeks from today. Statement accepted and taken on record. Prayer allowed. The petition is disposed of with the liberty aforesaid. Interlocutory application(s), if any, shall also stand disposed of.

SOURCE & VERIFICATION

Supplied court copy / compilation pp. 570-572

[READ ORDER](#)

AI DISCLOSURE

AI-assisted preparation: this document was generated with AI using the identified source and may contain extraction, interpretation or omission errors. It has not been independently approved by a practising professional. Verify every material statement against the complete original order.

PROFESSIONAL DISCLAIMER

General research information only; not legal or tax advice, a certified judgment, or a substitute for the full order. Applicability depends on the facts, assessment year, statutory version and jurisdiction. Subsequent appeals, stays, reversals and legislative changes have not been checked unless expressly stated. Downloading does not create a professional engagement. Obtain case-specific advice before reliance.