

# Principal Commissioner of Income Tax 1 Kolkata v M/s Britannia Industries Limited

SLP (C) Diary No. 20632/2026

No separate citation stated in the source | 2026-04-21

## Procedural order — no final tax-merits ruling

56(2)(x) | 43B

2 Judges | Pamidighantam Sri Narasimha | Alok Aradhe

Assessment years: See the source-scope notes; no year inferred.

### 01 FACTS OF THE CASE

The Revenue sought special leave against a Calcutta High Court judgment involving the statutory interpretation identified in the order. The short record does not set out the underlying transaction or assessment year.

Source: [paragraphs Caption and 3 / PDF pages 1, 2](#)

### 02 DISCUSSION BY THE HON'BLE COURT

The Court declined interference but expressly left the High Court's interpretation of section 56(2)(x) coupled with section 43B open for an appropriate case.

Source: [paragraphs 3 / PDF pages 1, 2](#)

### 03 JUDICIAL DECISION

Delay was condoned. The special leave petition and pending applications were disposed of with the legal interpretation kept open.

Source: [paragraphs 1.3-5 / PDF pages 1, 2](#)

### 04 OUTCOME / IN WHOSE FAVOUR

In whose favour: Assessee retained the High Court result; legal question expressly open

Delay was condoned. The special leave petition and pending applications were disposed of with the legal interpretation kept open.

No final tax-merits ruling in this order

Source: [paragraphs 3-5 / PDF pages 1, 2](#)

## 05 AKHB REVIEW POINT

Non-interference here must not be described as the Supreme Court's approval of the High Court's statutory reasoning. Keep the precise open-question reservation with the result and do not infer a merits ratio from disposal.

Source: [paragraphs 3-5 / PDF pages 1, 2](#)

## SOURCE & VERIFICATION

[Original Hon'ble Supreme Court PDF](#)

Complete identified source PDF: 2 pages. Original bytes preserved.

[Open cited source rendition](#)

Historical procedural status as of the order date only. No assertion that an interim direction remains operative today; inspect later docket orders before relying on it.

Submissions recited in this order are not final findings.

No citation printed in the source order

Not stated in the reviewed order

## STATUTORY SCOPE

Current statutory equivalence and applicability under the Income-tax Act, 2025 have not been verified.

## LATER TREATMENT

Source checked 2026-10-04. Subsequent appeals, review proceedings, stays, reversals and later judicial treatment have not been comprehensively checked. This note is not a citator status certificate.

## IDENTIFIED SOURCE LINKS

[official record of proceedings - PDF pages: 2](#)

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