

IN THE HIGH COURT OF DELHI AT NEW DELHI

22.01.2009

**Present: Mr. S. Ganesh, Sr. Advocate with Mr. Ajay Vohra, Adv. for the Petitioner.
Mr. Sanjeev Sabharwal, Advocate for the Respondent.**

CM 911/2009 (for exemption)

Allowed, subject to all just exceptions.

W. P. (C) 405/2009 and CM 910/2009 (for stay) MARUTI SUZUKI INDIA LTD.

Issue notice. Mr. Sanjeev Sabharwal accepts notice on behalf of the Respondent.

Mr. Sabharwal submits that before any set-off or adjustment of the penalty amount of Rs. 225.17 crores together with interest thereon imposed on the Petitioner is effected, the Petitioner shall be given a written notice affording him an opportunity of being heard. Thereafter the Assessing Officer shall pass a speaking order.

**In view the statement of Mr. Sabharwal, the Petition is dismissed as withdrawn.
Dasti, as prayed for.**

VIKRAMAJIT SEN, J.

RAJIV SHAKDHER, J.

JANUARY 22, 2009

rb