

- 1 In the case of Harish Dargan related to Penalty under search (block) assessment in section 158BFA(2): Held (Assessee's Appeal Dismissed and Penalty confirmed)

“...Challenging this order, the present appeal is filed. It is clear from the aforesaid sequence of events that the quantum proceedings taken against the appellant and additions of the income on the ground that it was an undisclosed income, has been upheld in Supreme Court. Taking into consideration, the findings and observations of those judicial pronouncements, it is clear that a case of concealment of income and providing wrong particulars was made out and therefore, penalty proceedings in these circumstances would be fully justified. Learned counsel for the appellant, however, submits that penalty proceedings are different from the assessment proceedings. In this behalf, his contention is that the appellant had produced copies of two letters.These are the internal correspondence within the departments Therefore; we are of the opinion that even if these letters are taken into consideration that would not change the position as reliance upon these letters is totally misconceived.”