

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP No. 26215 of 2015
Decided on : 15.12.2015**

M/s Atotech India Ltd.

... Petitioner

Versus

The Assistant Commissioner of Income Tax ,
Circle1(1), Gurgaon

... Respondent

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE RAMENDRA JAIN**

PRESENT: Ms. Radhika Suri, Sr. Advocate with
Ms. Rajni Pal, Advocate
for the petitioner.

AJAY KUMAR MITTAL, J. (Oral)

The petitioner has approached this Court under Article 226 of the Constitution of India, seeking a writ in the nature of *Certiorari*, quashing the notice issued under Section 226(3) of the Income tax Act, 1961 (in short 'the Act') dated 8th December, 2015 (Annexure P-6) and notice of demand dated 21st October, 2015 (Annexure P-3).

2. After arguing for sometime, learned counsel for the petitioner states that the petitioner may be allowed to withdraw the present writ petition with liberty to the petitioner to file an appeal and also an application for stay before the appropriate authority.

3. Dismissed as withdrawn. It shall, however, be open to the petitioner to take recourse to the remedies as may be available to it in accordance with law.

**(AJAY KUMAR MITTAL)
JUDGE**

**(RAMENDRA JAIN)
JUDGE**

December 15, 2015

J.Ram