

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

INCOME TAX APPEAL NO. 02 OF 2014

The Commissioner of Income Tax (Central), Nagpur	.. Appellant
Versus	
Banarasidas R. Jindal	.. Respondent

Shri Alok Sharma, Advocate for the Appellant.

**CORAM : S. V. GANGAPURWALA AND
N. W. SAMBRE, JJ.**

DATE : 16TH SEPTEMBER, 2016.

PER COURT :

. Mr. Sharma, the learned counsel for the appellant on instructions received from the Department seeks leave to withdraw the appeal. The said instructions are taken on record and marked 'X' for identification.

2. The learned counsel submits that, the issue involved in the present appeal be kept open.

3. Income Tax Appeal is disposed of as withdrawn. It is made clear that, we have not dealt with the appeal on merits. All respective contentions are kept open. No costs

[N. W. SAMBRE, J.]

bsb/Sept. 16

[S. V. GANGAPURWALA, J.]