IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL NO. 912 OF 2014

The Commissioner of Income Tax, TDS
Mumbai .. Appellant

v/s.

M/s. Shree Naman Developers Ltd. .. Respondent

Mr. P.C. Chhotaray for the appellant
None for the respondent

CORAM : M.S. SANKLECHA &
A.K. MENON, J.J.

DATED : 29th NOVEMBER, 2016.

P.C.

1. This appeal by the Revenue challenges the order dated 14th August, 2013 passed by the Income Tax Appellate Tribunal relating to Assessment Year 2009-10.

2. The issue arising in this appeal is with regard to the applicability of the TDS provisions under Section 194-I of the Act in respect of the payment made of premium for acquisition of long term lease.

3. Mr. Chhotaray, learned Counsel appearing for the Revenue states that in view of the CBDT Circular No.35 of 2016 dated 13th October,

2016, he has been instructed to withdraw the appeal.

4. In the above view, the appeal is dismissed as withdrawn. Refund of Court fees as per Rules.

(A.K. MENON, J.) **(M.S. SANKLECHA, J.)**