IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL NO.2326 OF 2013
WITH
INCOME TAX APPEAL NO.2328 OF 2013

Commissioner of Income Tax-8,
Mumbai 400 020 ... Appellant
v/s
M/s Golden Tobacco Ltd. ... Respondent

Mr Arvind Pinto for Appellant.
Mr Jitendra Jain with Mr Sameer Dalal for Respondent.

CORAM : M.S. SANKLECHA AND
B.P. COLABAWALLA JJ.

DATE : 9TH FEBRUARY, 2016

P.C.:-

1. Both these Appeals under section 260A of the Income Tax Act 1961 challenge the common order dated 26th June 2013 passed by the Income Tax Appellate Tribunal relating to Assessment Years 1998-99 and 2007-08.

2. Mr Pinto, learned counsel appearing for the Revenue states that the tax involved in both the Appeals for the two

Assessment Years 1998-99 and 2007-089 is less than prescribed threshold limit of Rs.20 lakhs as provided in Central Board of Direct Taxes Circular No.21 of 2015 dated 10th December 2015 which direct the Revenue not to challenge the orders of the Tribunal by way of appeal to this Court. Further, the Circular No.21 of 2015 also states where the tax effect is less than Rs.20 lakhs in each of the Appeals arising out of composite orders passed by the Tribunal, then such Appeals to this Court would be withdrawn.

3. Mr Pinto states that the tax effect involved is Rs.2.98 lakhs for AY 2007-08 and Rs.18.80 lakhs for AY 1998-99. Therefore, he seeks to withdraw these Appeals.

4. Accordingly both the Appeals are dismissed as withdrawn.

5. Refund of court fees as per rules.

(B.P.COLABAWALLA, J.) (M.S. SANKLECHA, J.)