THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

AND

THE HON'BLE SRI JUSTICE M.SATYANARAYANA MURTHY

I.T.T.A.NO.73 OF 2008

JUDGMENT: {Per the Hon'ble Sri Justice Ramesh Ranganathan}

Heard Sri T.Vinod Kumar, learned Standing Counsel for Income Tax Department and Sri A.V.Krishna Koundinya, learned counsel for the respondent.

While the Income Tax Department sought withdrawal of the appeal on the ground that the Central Board of Direct Taxes in Circular No.21 of 2015 dated 10.12.2015 directed them to withdraw all appeals whose monetary limit is below Rs.20,00,000/-, the order dated 02.03.2016 erroneously refers to the appeal as having been filed under the Central Excise Act, and to the limits prescribed, for withdrawal of appeals, therunder.

The order dated 02.03.2016 is recalled and substituted by the following order:

"In this appeal, Sri T.Vinod Kumar, learned Standing Counsel for Income Tax Department, has requested that the appellant be permitted to withdraw their appeal, in view of the circular instructions issued by the Central Board of Direct Taxes in Circular No.21 of 2015 dated 10.12.2015 whereby the appeals, whose monetary limit is below Rs.20,00,000/-, were required to be withdrawn.

Permission is accorded and the appeal is dismissed as withdrawn. There shall be no order as to costs. Miscellaneous petitions, if any, pending shall stand dismissed."

(RAMESH RANGANATHAN, J)

(M.SATYANARAYANA MURTHY, J)

9th March 2016

RRB