

**THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN
AND
THE HON'BLE SRI JUSTICE M.SATYANARAYANA MURTHY**

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I.T.T.A.No.79 of 2016
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JUDGMENT: (per Hon'ble Sri Justice Ramesh Ranganathan)

Sri B. Narasimha Sarma, Learned Senior Standing Counsel for Income Tax would fairly state that, against a common order passed by the Tribunal in ITA No.326 of 2009 and batch dated 30.04.2012, ITTA No.490 of 2013 was preferred against the order passed in ITA No.326 of 2009, and the said appeal was dismissed by a Division bench of this Court by its order in ITTA No.490 of 2013 dated 23.10.2013. The present appeal arises out of the order passed by the Tribunal in ITA No.331 of 2009 dated 30.04.2012 which forms part of the batch of appeals in ITA No.326 of 2009. ITA No.326 of 2009 was dismissed by a Division bench of this Court on 23.10.2013. Following the order passed by the Division bench in ITTA No.490 of 2013 dated 23.10.2013, this appeal must also be, and is accordingly, dismissed. The miscellaneous petitions pending, if any, shall also stand dismissed. No costs.

RAMESH RANGANATHAN, J

M. SATYANARAYANA MURTHY, J

Date: 20.06.2016

MRKR