IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 406 ITA-45-2001

Decided on : 23.08.2016

Commissioner of Income Tax (Central), Ludhiana ..... Appellant

VERSUS

M/s Dayanand Investment Pvt. Ltd., Ludhiana ..... Respondent

CORAM: HON'BLE MR. JUSTICE S.J. VAZIFDAR, CHIEF JUSTICE
HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Zora Singh Klar, Advocate, for the appellant.

Mr.Akshay Bhan, Senior Advocate, with
Mr.Alok Mittal, Advocate, for the respondent.

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S.J. VAZIFDAR, C.J. (Oral)

Learned counsel for the appellant-revenue states that since the tax effect involved is Rs.1,08,900/-, he has instructions to withdraw the present appeal in view of the circular No.21/2015, dated 10.12.2015, issued by the C.B.D.T., New Delhi. However, he prayed that liberty be granted to the revenue to file an application for revival of the appeal in case something survives therein.

2. Dismissed as withdrawn with liberty as prayed for. It is, however, clarified that withdrawal of the appeal by the revenue shall not be taken to be affirmation of order of the Tribunal on merits. Further, the legal issue as claimed by the revenue is being left open to be adjudicated in an appropriate case.

[S.J. VAZIFDAR]
CHIEF JUSTICE

23.08.2016
shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

Shamsher Singh
2016.08.24 17:36
I attest to the accuracy and
authenticity of this document
Chandigarh