

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

ITA No. 615 of 2007

Date of decision:- 11.08.2016

Commissioner of Income Tax-I, Ludhiana
Versus

...Appellant

Mahavir Spinning Mills Ltd. Ludhiana

...Respondent

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

Present: Mr. Rajesh Katoch, Advocate for the appellant.

None 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 less than Rs. 20 lacs (approx.), 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.

Dismissed as withdrawn with liberty as prayed for.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 the adjudicated in an appropriate case.

(S.J. VAZIFDAR)
CHIEF JUSTICE

(DEEPAK SIBAL)
JUDGE

11.08.2016

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No