

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDI GARH

ITA- 401- 2008 (C&M)
Date of decision: - 07.09.2016

Commissioner of Income Tax-II, Amritsar
... Appellant
Versus

Smt. Asha Mehra
... Respondent

CORAM HONBLE MR. JUSTICE S. J. VAZIDAR, CHIEF JUSTICE
HONBLE MR. JUSTICE DEEPAK SIBAL

Present :- Mr. Denesh Goyal, Advocate,
for the appellant.

Mr. Salil Kapoor, Advocate,
Mr. Sumit Lalchandani, Advocate,
and Mr. Sanat Kapoor, Advocate,
for the respondent.
* * * *

S. J. VAZIDAR, C. J. (ORAL)

Learned counsel for the appellant-revenue states that since the tax effect involved is ₹ 10,09,170/- (approx.), he has instructions to withdraw the present appeal in view of the circular Nb. 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 Dismissed as withdrawn with liberty as prayed for.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. VAZIDAR)
CHIEF JUSTICE

(DEEPAK SIBAL)
JUDGE

07.09.2016
Amodh

Whether speaking/reasoned	Yes/ No
Whether reportable	Yes/ No