

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

ITA No. 205 of 2013

Date of decision: 07.01.2016

Pawan Kumar Malhotra

.... Appellant

Vs.

Commissioner of Income Tax, Aayakar Bhawan, Faridabad

.... Respondent

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MRS. JUSTICE RAJ RAHUL GARG**

Present: Mr. Sanjay Bansal, Sr. Advocate with
Mr. B.M.Monga, Advocate
for the appellant.

Mr. Tajender K.Joshi, Advocate
for the respondent.

AJAY KUMAR MITTAL,J (ORAL)

Learned counsel for the appellant states that the present appeal bearing No. ITA-205 of 2013 has been rendered infructuous as order impugned herein was recalled by the Tribunal under Section 254 (2) of Income Tax Act, 1961, on an application filed by the appellant. It is also submitted that, thereafter, the matter was decided in favour of the assessee against which the revenue has filed ITA No. 386 of 2015, which is pending for adjudication.

Disposed of as infructuous.

**(AJAY KUMAR MITTAL)
JUDGE**

**(RAJ RAHUL GARG)
JUDGE**

07.01.2016

smriti