IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

ITA No. 94 of 2013 (O&M)
Decided on : 28.01.2016

Commissioner of Income Tax-III

. . . Appellant

Versus

M/s Nahar Capital & Financial Services Ltd.

. . . Respondent

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

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

Mr. Sanjay Bansal, Sr. Advocate with
Mr. B.M.Monga, Advocate
for the respondent.

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AJAY KUMAR MITTAL, J. (Oral)

Learned counsel for the appellant-revenue states that the tax effect involved in the present case is ₹ 15,01,313/-. He submitted that keeping in view the circular No.21/2015, dated 10.12.2015 issued by the C.B.D.T., New Delhi, the present appeal may be dismissed as withdrawn. However, 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 Dismissed as withdrawn with liberty as prayed for.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.

(AJAY KUMAR MITTAL)
JUDGE

(RAJ RAHUL GARG)
JUDGE

January 28, 2016
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