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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **ITA 636/2016**
BOMBARDIER TRANSPORTATION INDIA PVT.LTD... Appellant

Through: Mr. Neeraj Jain, Advocate along with
Mr. Aniket D. Agrawal, Advocate.

versus

DEPUTY COMMISSIONER OF INCOME TAX Respondent
Through: Mr. P. Roychaudhuri, Sr. Standing
Counsel.

CORAM:
HON'BLE MR. JUSTICE S. RAVINDRA BHAT
HON'BLE MS. JUSTICE DEEPA SHARMA

% **ORDER**
24.08.2016

This appeal under Section 260A challenges an order of the Income Tax Appellate Tribunal of 04.11.2015. It is submitted that the appellant/assessee has preferred rectification application under Section 154 in respect of two issues and that there are other questions, which arrive from the impugned order, which would survive consideration. This Court is of the opinion that the present appellant should await the outcome of the application under Section 154 and having regard to its outcome; prefer its appeal on surviving issues.

Accordingly, liberty is granted to the appellant to approach this court in respect of the issues agitated before the ITAT in the rectification application as well as other issues, against which it has

preferred the present appeal.

The learned counsel for the appellant seeks liberty to withdraw the appeal.

The appeal is dismissed as withdrawn.

S. RAVINDRA BHAT, J

DEEPA SHARMA, J

AUGUST 24, 2016

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