IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
INCOME TAX APPEAL NO. 399 OF 2004

The Commissioner of Income Tax .. Appellant
v/s.
M/s. Nuclear Power Corporation
of India Ltd. .. Respondent

Mr. Suresh Kumar for the appellant
Mr. Atul K. Jasani for the respondent

CORAM : S.V. GANGAPURWALA &
G.S. KULKARNI, J.J.
DATED : 14th JUNE, 2017

P.C.

1. This appeal relates to Assessment Year 1988-89.

2. The learned Counsel for the appellant submits that the tax effect involved in the present appeal is less than Rs.20 lakhs and as per the CBDT Circular No.21 of 2015 dated 10th December, 2015, the department has taken a policy decision not to prosecute the appeals wherein the tax effect is less than Rs.20 lakhs.

3. In view of the above, the learned Counsel for the appellant seeks leave to withdraw the appeal.

4. The appeal stands disposed of as withdrawn. No costs.

5. The Court Fees as per Rules, be refunded.

(G.S. KULKARNI, J.) **(S.V. GANGAPURWALA, J.)**