

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

INCOME TAX APPEAL NO.777 OF 2015

Principal Commissioner of Income-Tax-3,Mumbai ...**Appellant**

V/s.

Bain Capital Advisors (India) Pvt. Ltd. ...**Respondent**

....

Mr.Suresh Kumar a/w. Ms.Samiksha Kanani, Advocate for the Appellant.

None for the Respondent.

....

**CORAM : S.V.GANGAPURWALA &
A.M.BADAR JJ.**

DATED : 3rd August 2017.

P.C.

1 The present Appeal is for the Assessment year 2009-10. In this Appeal, the tax effect is less than Rs.20 Lakhs.

2 In light of the above and in view of the CBDT Circular No.21/2015 dated 10/12/2015, the Department has taken policy decision not to prosecute the appeals where the tax effect is less than Rs.20 Lakhs. The learned counsel for the Appellant seeks leave to withdraw the Appeal.

3 The Appeal is disposed of as withdrawn. No costs.

4 Court fees as per rules be refunded.

(A.M.BADAR J.)

(S.V.GANGAPURWALA J.)