

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

INCOME TAX APPEAL NO. 1872 OF 2014

Commissioner of Income Tax-I, Thane .. Appellant
v/s.

M/s. Cosmos Developers .. Respondent

Mr. Ashok Kotangle a/w Ms. Padma Divakar for the appellant
Mr. Sameer Dalal i/b Mr. Sudhakar Lakhani for the respondent

**CORAM : S.V. GANGAPURWALA &
G.S. KULKARNI, J.J.**

DATED : 8th JUNE, 2017

PC.

1. The learned Counsel for the appellant submits that the tax effect involved in the present appeal is only Rs.7,69,133/- 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.
2. In view of the above, the learned Counsel for the appellant seeks leave to withdraw the appeal.
3. The appeal stands disposed of as withdrawn. No costs.

(G.S. KULKARNI, J.)

(S.V. GANGAPURWALA, J.)