

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

**REVIEW PETITION (L) NO. 27 OF 2017
IN
INCOME TAX APPEAL NO. 268 OF 2013**

The Principal Commissioner of Income Tax-1, Mumbai	.. Petitioner
In the matter between	
Commissioner of Income Tax-1	.. Appellant
v/s.	
M/s. Yasmin Texturising P. Ltd.	.. Respondent

Mr. Suresh Kumar for the petitioner
Mr. Subhash Shetty for the respondent

**CORAM : S.V. GANGAPURWALA &
A.M. BADAR, J.J.**

DATED : 4th AUGUST, 2017

P.C.

1. Heard the learned Counsel for the review petitioner and the learned Counsel for the respondent.

2. It is submitted that the appeal was wrongly withdrawn on the premise that the tax effect is less than Rs.20 lakhs. The learned Counsel for the appellant submits that the case is of audit objection as such, the same is not covered by the CBDT circular dated 10th December 2015, more particularly, para 8C of the said circular.

3. Considering the above, the order dated 14th June, 2017 stands recalled and the appeal is restored to its original position.
4. The review petition is accordingly disposed of.

(A.M. BADAR, J.)

(S.V. GANGAPURWALA, J.)