IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDITION

INCOME TAX APPEAL NO.39 OF 2016
WITH
INCOME TAX APPEAL NO.49 OF 2016
WITH
INCOME TAX APPEAL NO.42 OF 2016

Principal Commissioner of Income-Tax-5 … **Appellant**
V/s.
M/s.Dhadda Diamonds Pvt. Ltd. … **Respondent**

.....

Mr.Suresh Kumar a/w. Ms.Samiksha Kanani, Advocate for the Appellant.
Mr.Atul K.Jasani, Advocate for the Respondent.

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

DATED : 28th July 2017.

P.C.

1 These Appeals are for Assessment Years 2005-06, 2007-08, 2008-09. The learned counsel for the Respondent states that the Appeal filed by the Revenue for Assessment Year 2006-07 is already rejected for non-removal of office objection. In the said Appeal also, the tax effect is less than Rs.20 Lakhs. In all these Appeals, 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3 The Appeals are disposed of as withdrawn. No costs.

4 Court fees as per rules be refunded.

(A.M.BADAR J.) **(S.V.GANGAPURWALA J.)**