IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL NO. 328 OF 2016

The Pr. Commissioner of Income
Tax-6, Pune ....Appellant
V/s.
Rajendra Construction ....Respondent

* * * *

Mr. P.C. Chhotaray I/by. Mr. Tejveer Singh, Advocate for the appellant.

Coram : M.S. Sanklecha, &

Sandeep K. Shinde, JJ.

Monday, 13th August, 2018.

P.C. :

1. This Appeal relates to Assessment Year 2008-09.

2. Mr. Chhotaray, Learned Counsel appearing for the Revenue invited our attention to Circular No.3 of 2018 dated 11th July, 2018 issued by the Central Board for Direct Tax (CBDT). The above Circular directs the Officers of the Revenue not to file appeals to the High Court where the tax

effect does not exceed Rs.50 lakhs. It also directs its Officers to withdraw/not press its pending appeals where the tax effect is less than Rs.50 lakhs. This, of course, if it does not fall in the excluded class of appeals listed therein.

3. In view of the Circular No.3 of 2018 dated 11th July, 2018 issued by the CBDT, Mr. Chhotaray, Learned Counsel appearing for the Revenue, on instructions of Mr. Ashok Kumar Pandey, Principal Commissioner of Income-Tax seeks to withdraw this Appeal.

4. Accordingly, Appeal is dismissed as withdrawn.

5. Refund of court-fees as per Rules.

(SANDEEP K. SHINDE, J) ***(M.S. SANKLECHA, J)***

Neeta Shailesh Sawant

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