IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL NO. 17 OF 2004

Commissioner of Income-Tax,
Mumbai City-VIII ....Appellant
V/s.
M/s. Comet Foods and Metals Ltd. ....Respondent

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Ms. Swapna Gokhale, I/by. Mr. Suresh Kumar, Advocate for the appellant.

Mr. Atul Jasani, Advocate for the respondent.

CORAM :- M.S. SANKLECHA, &
SANDEEP K. SHINDE, JJ.

DATE :- 12TH JULY, 2018.

P.C. :-

1. This Appeal relates to Assessment Year 1998-99.

2. Ms. Gokhale, Learned Counsel appearing in support of the Appeals, invites our attention to Circular

dated 11th July, 2018 issued by the Central Board of Direct Taxes (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 the pending Appeals where the tax effect is less than Rs.50 lakhs. This ofcourse, if it does not fall in excluded class of appeals listed therein.

3. Our attention is invited to para-10 of the Appeal memo which indicates, the tax effect involved in this Appeal is Rs.36.39 lakhs.

4. In view of the above, Circular No. 3 of 2018 dated 11th July, 2018 issued by the CBDT. Ms. Gokhale, on instructions, does not press this Appeal.

5. In the above view, the Appeal is dismissed as not pressed.

6. Refund of court-fees, if any, as per Rules.

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