

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

WRIT PETITION NO. 2682 OF 2017

Vijay Bhai Mohanlal Shah

.. Petitioner

v/s.

Union of India through its Secretary
Department of Revenue, Ministry of Finance
and Ors.

.. Respondents

Mr. Amit Khare i/b Kiran Mohite for the petitioner
Mr. Suresh Kumar for the respondent

**CORAM : M.S. SANKLECHA &
SANDEEP K. SHINDE, J.J.**

DATED : 27th APRIL, 2018.

PC.

1. This petition under Article 226 of the Constitution of India challenges the order dated 9th August, 2017 passed under Section 245D(4) of the Income Tax Act, 1961 by the Income Tax Settlement Commission (the Commission). The impugned order dated 9th August, 2017 has rejected the petitioner's application for settlement for failure to make a true and fully disclosure of his income in the settlement application filed before it.

2. Mr. Khare, learned Counsel appearing for the petitioner, on instructions, seeks to withdraw this petition with liberty to take such

proceedings as are available under the Act including before the
sSettlement Commission, if available. Liberty granted.

3. The petition is dismissed as withdrawn with liberty as prayed for.

(SANDEEP K. SHINDE, J.)

(M.S. SANKLECHA, J.)