

In the High Court of Judicature at Madras

Dated : 22.10.2018

Coram :

The Honourable Mr.Justice T.S.SIVAGNANAM

and

The Honourable Mrs.Justice V.BHAVANI SUBBAROYAN

Tax Case Appeal No.619 of 2009

The Commissioner of Income Tax,
Chennai ...Appellant

Vs

Mr.B.MohandossRespondent

APPEAL under Section 260A of the Income Tax Act, 1961 against the order dated 20.11.2008 in ITA No.989/Mds/2007 on the file of the Income Tax Appellate Tribunal Chennai 'A' Bench for the assessment year 2000-01 and against the order of the commissioner of Income Tax (Appeals)xi, Chennai 34.dt.22/12/06 made in ITA.22/06-07 and against the order of the Income tax officer Ward 1(3), Tambaram, Chennai 45 dt.31/03/2006 made in PAN/GIR NO.AATPM1378E/13-7130 Assessment year 2000-01.

For Appellant : Mr.Karthik Ranganathan

For Respondent :Mr.R.Venkata Narayanan for
M/s.Subbaraya Aiyer Padmanabhan

Judgment was delivered by T.S.SIVAGNANAM,J

Heard the learned counsel for the appellant.

2. This appeal by the Revenue challenges the order passed by the Income Tax Appellate Tribunal, which decided the issue in favour of the assessee.

3. The Revenue seeks to withdraw the appeal on account of low tax effect in terms of Circular No.3 of 2018 dated 11.7.2018 issued by the Central Board of Direct Taxes.

4. In the light of the above, the appeal is dismissed as withdrawn and the substantial questions of law framed are left open. In the event the tax effect is above the threshold limit fixed in the said circular, liberty is granted to the Revenue to make a mention to this Court to

restore the appeal to be heard and decided on merits. No costs.

Sd/-
Assistant Registrar(CS ix)

//True Copy//

Sub Assistant Registrar

To

1.The commissioner of Income Tax , Chennai

2.The commissioner of Income Tax (Appeals)xi, Chennai 34.

3.The Income Tax Appellate Tribunal, Chennai 'A' Bench.

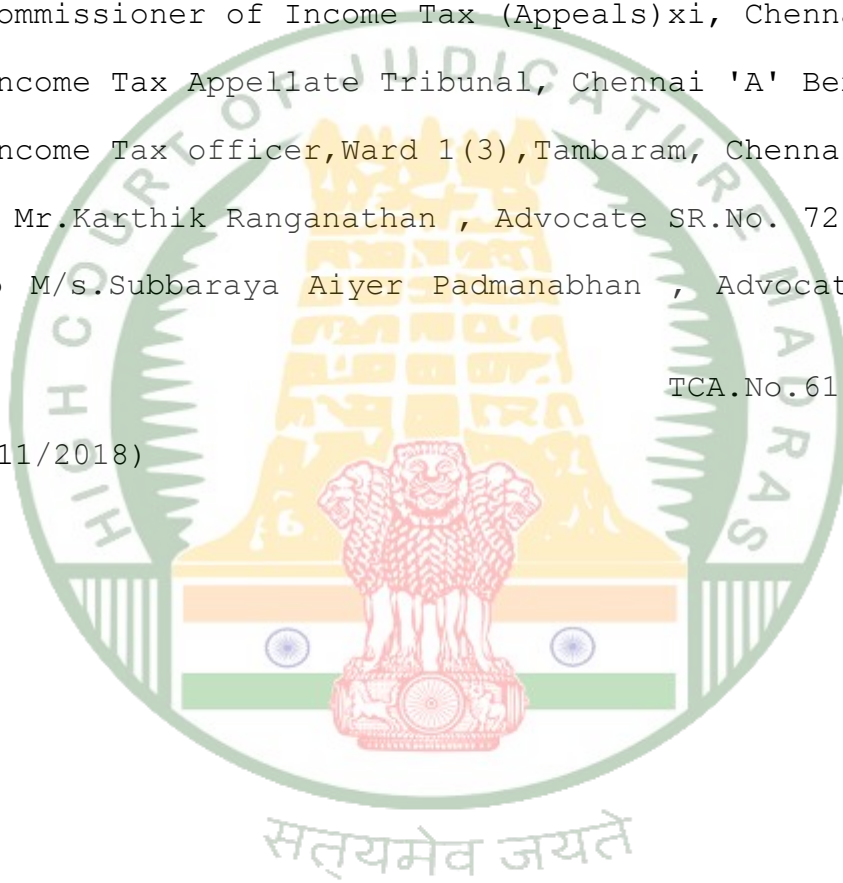
4.The Income Tax officer,Ward 1(3),Tambaram, Chennai 45.

+1cc to Mr.Karthik Ranganathan , Advocate SR.No. 72638

+1cc to M/s.Subbaraya Aiyer Padmanabhan , Advocate SR.No. 71635

TCA.No.619 of 2009

ASK(20/11/2018)



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