

In the High Court of Judicature at Madras

Dated : 11.10.2018

Coram :

The Honourable Mr. Justice T.S.SIVAGNANAM
and
The Honourable Mrs. Justice V.BHAVANI SUBBAROYAN

Tax Case Appeal No.321 of 2011

The Commissioner of Income Tax,
Chennai ...Appellant

Vs

M/s.GRT Hotels & Resorts Pvt. Ltd.,
Chennai-17 ...Respondent

APPEAL under Section 260A of the Income Tax Act, 1961 against the order dated 25.3.2011 in ITA No.1416/Mds/2010 on the file of the Income Tax Appellate Tribunal Chennai 'D' Bench for the assessment year 2007-08 against the order of commissioner of Income Tax Appeals-II, Chennai made in ITA.No.202/09-10 Dated 23.04.2010 for the assessment Year 2007-2008 against the order of Assistant commissioner of Income Tax Central Circle-III(3), Chennai made in PA.No./GI NO.AAACG3608B Date of the order 29.12.2009 for the assessment Year 2007-2008.

For Appellant : Mr.T.R.Senthilkumar

For Respondent : No appearance

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 In the light of the above, the appeal is dismissed as withdrawn and the substantial questions of law framed are left open.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.

Sd/-

Assistant Registrar(C0)

//True Copy//

Sub Assistant Registrar

To

The Income Tax Appellate Tribunal, Chennai 'D' Bench.

2.The commissioner of Income Tax Appeals-II, Chennai.

3.The Assistant commissioner of Income tax central circle III(3) Chennai.

4.The Commissioner of Income Tax , Chennai.

5. The section officer,
VR Section,
High court
Madras

+1cc to Mr.T.R.Senthilkumar , Advocate SR.No. 71167

+1cc to Mr.S.Sridhar , Advocate SR.No. 70742

TCA.No.321 of 2011

ASK(13/11/2018)

The seal of the High Court of Madras is a circular emblem. It features a central yellow temple gopuram (tower) with a red lion standing in front of it. The lion is facing forward and is flanked by two smaller lions. Below the lion is a red wheel (Chakras) with a central hub. The entire emblem is set against a background of horizontal stripes in orange, white, and green. The words "HIGH COURT OF JUDICATURE MADRAS" are written in a circular border around the emblem. Below the emblem, the Sanskrit motto "सत्यमेव जयते" (Satyameva Jayate) is written in Devanagari script.

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