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.496 of 2011

Commissioner of Income Tax-I,
Madurai ...Appellant

Vs

Thiraviapuram Zion Fellowship
Society, Tuticorin. ...Respondent

APPEAL under Section 260A of the Income Tax Act, 1961 against the order dated 04.5.2011 in ITA No.1863/Mds/2010 on the file of the Income Tax Appellate Tribunal Chennai 'B' Bench. against the order dated 15.09/2005 in C.No.464/331/2008-09/CIT-1, on the file of the Commissioner of Income Tax-1, Madurai

For Appellant : Mr.M.Swaminathan & Mrs.V.Pushpa

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 In the light of the above, the appeal is dismissed as withdrawn and the substantial questions of law raised are left open.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(CS-IV)

//True Copy//

Sub Assistant Registrar

To
1. The Income Tax Appellate Tribunal, Chennai 'B' Bench.

2. The Commissioner of Income Tax-1, Madras.

+ 1 cc to Mr.M. Swaminathan, Advocate Sr.70614

TCA.No.496 of 2011

NRL(CO)
EU(13/11/2018)