In the High Court of Judicature at Madras

Dated : 10.10.2018

Coram :

The Honourable Mr.Justice T.S.SIVAGNANAM

and

The Honourable Mrs.Justice V.BHAVANI SUBBAROYAN

Tax Case Appeal No.334 of 2016

The Commissioner of Income Tax,
Chennai ...Appellant/ Respondent

Vs

M/s.Rapid Care Transcription Pvt.
Ltd., Chennai-15 ...Respondent/Appellant

APPEAL under Section 260A of the Income Tax Act, 1961 against the order dated 11.9.2015 in ITA No.1158/Mds/2014 on the file of the Income Tax Appellate Tribunal Chennai 'D' Bench for the assessment year 2009-10 against the order dated:12.12.2013 is ITA.no.751/13-14(A)-V on the file of the commissioner of Income Tax (Appeals V) Chennai against the order dated 30.12.2011 passed by the Assistant Commissioner of Income Tax ,Company circle V (3) Chennai 34.

For Appellant : Mr.Karthik Ranganathan
For Respondent : Mr.K.Jayachandran

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 In the light of the above, the appeal is dismissed as withdrawn and the substantial questions of law framed are left open.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

//True Copy//

Sub Assistant Registrar

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

Copy to
The section officer,
VR Section,
High court
Madras

+1cc to Mr.Karthik Ranganathan , Advocate SR.No. 70652

TCA.No.334 of 2016

ASK(20/11/2018)