

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.246 of 2014

The Commissioner of Income
Tax, Central-I, Chennai-34

...Appellant

Vs

M/s.Emcorp Finance Ltd.,
Chennai-34.

...Respondent

APPEAL under Section 260A of the Income Tax Act, 1961 against the order dated 18.11.2013 in IT(SS)A No.9/Mds/2013 on the file of the Income Tax Appellate Tribunal Chennai 'B' Bench for the block period from 1990-91 to 2000-01 and from 01.4.2000 to 24.1.2001, against the order dated 23/01/2013 made in ITA No.126/03-04 passed by the Commissioner of Income Tax Appeals -I, Chennai 600 034 and against the order dated 30/06/2003 passed by the Deputy Commissioner of Income Tax, Central Circle I(3) Chennai-34 for the Block period 1-4-90 to 25-1-2001.

For Appellant : Mr.T.R.Senthilkumar

For Respondent : Mr.P.J.Rishikesh

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 In the light of the above, the appeal is dismissed as withdrawn and the substantial questions of law framed/raised are left open.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. No costs.

Sd/-
Assistant Registrar(CS IX)

//True Copy//

Sub Assistant Registrar

To

- 1.The Income Tax Appellate Tribunal,
Chennai 'B' Bench,
Chennai.
- 2.The Commissioner of Income Tax Appeals-I,
Chennai.
- 3.The Deputy Commissioner of Income Tax,
Central Circle I(3), Chennai-34.

+1cc to M/S.T.R.Senthilkumar, Advocate Sr.72171
+1cc to M/S.P.J.Rishikesh, Advocate Sr.71817

TCA.No.246 of 2014

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