

In the High Court of Judicature at Madras

Dated : 12.10.2018

Coram :

The Honourable Mr.Justice T.S.SIVAGNANAM

and

The Honourable Mrs.Justice V.BHAVANI SUBBAROYAN

Tax Case Appeal No.509 of 2014

The Commissioner of Income
Tax, Chennai.

...Appellant

Vs

M/s.International Services,
Chennai-1 Harbur Gate, 44-45,
Rajai Salai, Chennai.

...Respondent

APPEAL under Section 260A of the Income Tax Act, 1961 against the order dated 27.9.2013 in ITA No.313/Mds/2010 on the file of the Income Tax Appellate Tribunal Chennai 'D' Bench for the assessment year 2006-07 against the order of the Commissioner of Income Tax (Appeals)-IX, Chennai dated 7.12.2009 made in ITA.No.105/08-09 for the assessment year 2006-07 and against the order of the Assistant Commissioner of Income Tax, Business Circle -VIII, Chennai-6, dated 17.12.2008 and made in AAAF10228E/PAN/GIR No.

For Appellant : Mr.M.Swaminathan

For Respondent : Mr.A.S.Sriraman

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 In the light of the above, the appeal is dismissed as withdrawn and the substantial question of law framed is left open.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 'D' Bench,
2. The Commissioner of Income Tax (Appeals)-IX, 121, Mahatma
Gandhi road, Chennai 34.

3. The Assistant Commissioner of Income
Tax Business Circle-VIII, Chennai.

+ 1 cc to M/s. S. Sridhar, Advocate Sr.71012
+ 1 cc to M/s. M. swaminathan, Advocate Sr.70931

TCA.No.509 of 2014

MP(CO)
EU(16/11/2018)