

In the High Court of Judicature at Madras

Dated : 09.10.2018

Coram :

The Honourable Mr.Justice T.S.SIVAGNANAM

and

The Honourable Mrs.Justice V.BHAVANI SUBBAROYAN

Tax Case Appeal Nos.575 & 576 of 2014

The Commissioner of Income Tax,  
Chennai ....Appellant in both TC

Vs

M/s.Chettinad Logistics Pvt. Ltd.,  
Chennai-6. ....Respondent in both TC

APPEALS under Section 260A of the Income Tax Act, 1961 against the common order dated 21.11.2013 in ITA Nos.308 and 309/Mds/2013 on the file of the Income Tax Appellate Tribunal Madras 'C' Bench respectively for the assessment years 2005-06 and 2007-08 against the order passed by the Commissioner of Income Tax (A) III, Chennai dated 29.11.2012 made in ITA.Nos.597/09-10/A-III and 392/07-08/A-III against the Assessment order passed by the Assistant Commissioner of Income -Tax Company Circle -I(3), Chennai -600 034, dated 18/12/2007, 31/12/2009 made in G1No/PANO AABCC 455IC respectively.

For Appellant : Mr.T.R.Senthilkumar

For Respondent : Mr.A.S.Sriraman

COMMON JUDGMENT

(Judgment was delivered by T.S.SIVAGNANAM, J)

Heard the learned counsel for the appellant.

2. These appeals by the Revenue challenge the common order passed by the Income Tax Appellate Tribunal, which decided the issue in favour of the assessee.

3. The Revenue seeks to withdraw the appeals 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 In the light of the above, the appeals are dismissed as withdrawn and the substantial questions of law framed are left open. In the event, in each of the cases, 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 appeals 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, Madras 'C' Bench.
- 2.The Income Tax(A)-III, Chennai
- 3.The Assistant Commissioner of Income Tax,  
Company Circle-I(3)  
chennai.

+2cc to Mr.T.R.Senthil Kumar, Advocate SR.NO.70789, 70788

EV(CO)

sm:16.11.2018

TCA.Nos.575 & 576 of 2014

सत्यमेव जयते

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