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.468 of 2017

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

Vs

Shri Varadarajan Santhanaraman ...Respondent

APPEAL under Section 260A of the Income Tax Act, 1961 against the order dated 25.1.2017 in ITA No.2309/Mds/2016 on the file of the Income Tax Appellate Tribunal Chennai 'A' Bench for the assessment year 2012-13 and against the order dt. 30.03.2016 in ITA NO.204/CIT(A)-2/2014-2015 on the file of the commissioner of Income Tax (appeals)-2,121,M.G.Road,Nungambakkam Chennai and against the order dt 29.11.2014 in PAN NO.AIYPS7092J for the Assessment year 2012-2013 on the file of the Deputy commissioner of Income Tax,Non Corporate circle -2, Chennai.

For Appellant : Mr.T.Ravikumar
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 In the light of the above, the appeal is dismissed as withdrawn and the substantial questions of law raised are left open.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(co)

//True Copy//

Sub Assistant Registrar

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

+1cc to Mr.T.Ravikumar , Advocate SR.No. 70944
+1cc to Mr.G.Baskar, Advocate SR.No. 70982

TCA.No.468 of 2017

ASK(19/11/2018)