

In the High Court of Judicature at Madras

Dated : 23.10.2018

Coram :

The Honourable Mr.Justice T.S.SIVAGNANAM

and

The Honourable Mrs.Justice V.BHAVANI SUBBAROYAN

Tax Case Appeal No.469 of 2017

Principal Commissioner of Income
Tax-2, Coimbatore ...Appellant

Vs
Mr.Jayaraman Rajshekar ...Respondent

APPEAL under Section 260A of the Income Tax Act, 1961 against the order dated 25.1.2017 in ITA No.846/Mds/2016 on the file of the Income Tax Appellate Tribunal Chennai 'B' Bench for the assessment year 2011-12 against the order dated 27.1.2016 made in ITA.No.66/2014-15-1, passed by the Commissioner of Income Tax (Appeals)-3, Coimbatore and against the order dated 31.3.2014 passed by the Income Tax Officer, ward III (1), Coimbatore City, for the assessment year 2011-12.

For Appellant : Mr.T.R.Senthilkumar & Mrs.K.G.Usharani

For Respondent: Mr.Niranjana Rajagopalan
for M/s.G.R.Associates

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.

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 In the light of the above, the appeal is dismissed as withdrawn and the substantial questions of law raised are left open.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

Sd/-
Assistant Registrar (CS-IX)

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Sub Assistant Registrar

To

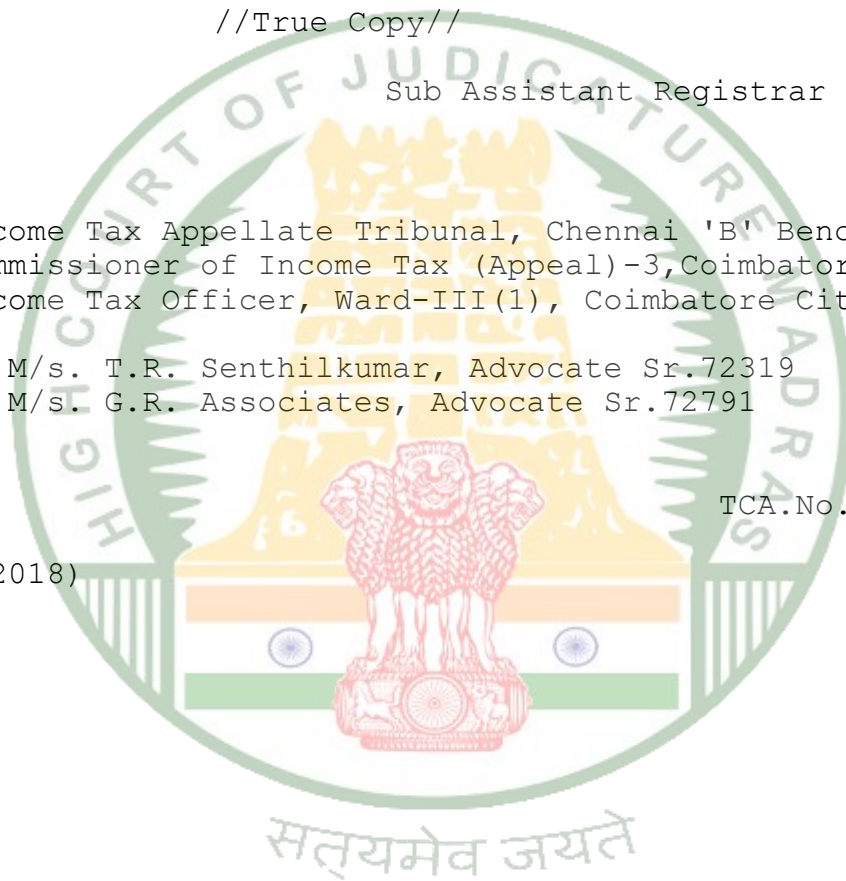
1. The Income Tax Appellate Tribunal, Chennai 'B' Bench.
2. The Commissioner of Income Tax (Appeal)-3, Coimbatore.
3. The Income Tax Officer, Ward-III(1), Coimbatore City.

+ 1 cc to M/s. T.R. Senthilkumar, Advocate Sr.72319

+ 1 cc to M/s. G.R. Associates, Advocate Sr.72791

TCA.No.469 of 2017

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