

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.632 of 2017

Principal Commissioner of Income
Tax-I, Coimbatore

...Appellant

Vs

Shri R.Vijayasekaran, C/O Ganesh
TradingCo., Coimbatore-1

...Respondent

APPEAL under Section 260A of the Income Tax Act, 1961 against the order dated 25.5.2016 in ITA No.2540/Mds/2014 on the file of the Income Tax Appellate Tribunal Chennai 'D' Bench for the assessment year 2010-11 against the order of the Commissioner of Income-Tax (Appeals)-I, Coimbatore dated 13.08.2014 and made in Appeal No.245/13-14 for the assessment year 2010-11.

Against the order of the Joint Commissioner of Income Tax, Range-III, Coimbatore, dated 30.03.2013 and made in PAN No.ABRPV7468H for the Assessment year 2010-11.

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

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 In the light of the above, the appeal is dismissed as withdrawn and the substantial questions of law raised are left open.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 (CCC)

//True copy//

Sub Assistant Registrar

RS

To

1. The Income Tax Appellate Tribunal, Chennai 'D' Bench.
2. The Principal Commissioner of Income Tax-I, Coimbatore.
3. The Commissioner of Income Tax (Appeals)-I, Coimbatore.
4. The Joint Commissioner of Income Tax, Range-III, Coimbatore.

+1cc to Mr.T.R.Senthilkumar, Advocate SR.No.72165

GMV (22/11/2018)

TCA.No.632 of 2017

सत्यमेव जयते
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