IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.11.2018

CORAM :

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

AND

THE HONOURABLE MRS.JUSTICE V.BHAVANI SUBBAROYAN

TAX CASE APPEAL NO.661 OF 2017

The Commissioner of Income Tax, Corporate Circle-2, Madurai ...Appellant/Appellant

Vs

M/s.Para Enterprises Private Limited, Sivakasi-626123. ...Respondent/Respondent

APPEAL under Section 260A of the Income Tax Act, 1961 against the order dated 24.3.2017 in ITA No.2146/Mds/2016 on the file of the Income Tax Appellate Tribunal Madras 'A' Bench for the assessment year 2012-13, against the order of the Commissioner of Income Tax(Appeals)-1, Madurai, dated 13.04.16 made in ITA.No.0067/2015-16 and Income Tax Officer, Corporate ward-4, madurai, dated 30.03.15 made in PAN.AADCP7184.

For Appellant : Mr.M.Swaminathan and Ms.V.Pushpa

For Respondent : Mr.A.P.Srinivas

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 In the light of the above, the appeal is dismissed as withdrawn and the substantial questions of law framed are left open. In the event, the tax effect is above the threshold limit fixed in the said circular under exceptional clauses mentioned

in the 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(CO)

//True Copy//

Sub Assistant Registrar

To

1.The Income Tax Appellate Tribunal, Madras 'A' Bench.

2.The Commissioner of Income-Tax,
Corporate Circle-2, Madurai.

3.The Commissioner of Income Tax(Appeals)-1,
Madurai.

4.The Income Tax Officer,
Corporate ward-4,
Madurai.

+1cc to Mr.M.Swaminathan, Advocate sr.no.76145

TCA.No.661 of 2017

bs(co)
nr 14/12/2018