

**HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

ITA No.718 of 2008 (O&M)

Date of Decision: 13.09.2018

Commissioner of Income-tax, Panchkula

...Appellant

VS.

Mohinder Kumar

... Respondent

**Coram : Hon'ble Mr.Justice Surya Kant
Hon'ble Mr.Justice Sudip Ahluwalia**

Present: Mr. Yogesh Putney, Advocate for the appellant

Mr. Alok Mittal, Advocate for the respondent

SURYA KANT J. (Oral)

(1) Learned counsel for Revenue states that the tax effect involved in this case is ₹ 12,56,600/- and in view of the recent Circular No.3/2018 dated 11.07.2018 issued by the Ministry of Finance, Department of Revenue, Central Board Direct Taxes, a photocopy whereof is taken on record and is marked as Mark 'A', the tax effect being less than ₹ 50 lacs, he does not want to press this appeal on merits.

(2) In view of the CBDT Circular, the instant appeal is dismissed as not pressed. As prayed for by learned counsel for the appellant, liberty is granted to the Revenue to seek revival of the appeal, if need be, in the changed circumstances. The question of law is also kept open.

**(Surya Kant)
Judge**

13.09.2018

vishal shonkar

**(Sudip Ahluwalia)
Judge**

1. Whether speaking/reasoned?
2. Whether reportable?

**Yes
No**