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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **ITA 721/2005**

COMMISSIONER OF INCOME TAX

..... Petitioner

Through Mr. Ajit Sharma, Jr. Standing Counsel
with Mr. Ashish Jain, Advocate.

versus

M/S FIVE STAR HOLIDAYS P.LTD.

..... Respondents

Through Nemo.

CORAM:

HON'BLE MR. JUSTICE SANJIV KHANNA

HON'BLE MR. JUSTICE CHANDER SHEKHAR

ORDER

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18.01.2018

This appeal was admitted for hearing on the following
substantial question of law:-

“Whether the Income Tax Appellate Tribunal was correct in law in deleting the addition of 8854 UK pounds (equivalent to Rs. 5,26,000/-) made by the Assessing Officer on the ground that it was covered by the undisclosed income of the Assessee on account of telescoping?”

Counsel for the appellant-Revenue accepts that the tax effect is less than Rs.20 lacs.

In these circumstances, we are not inclined to answer the question of law on merits.

For the purpose of record, the appeal would be treated as disposed of.

SANJIV KHANNA, J.

CHANDER SHEKHAR, J.

JANUARY 18, 2018
MR/NA