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

\+ W.P.(C) 4002/2018

RAVINDER SINGH CHANNEY & ANR. ..... Petitioners
Through: Ms. Soumya Swaroop, Advocate.

versus

INCOME TAX OFFICER ..... Respondent
Through: Mr.Zoheb Hussain, Sr. Standing Counsel

CORAM:
HON'BLE MR. JUSTICE SANJIV KHANNA
HON'BLE MR. JUSTICE CHANDER SHEKHAR

O R D E R

% **10.05.2018**

Learned counsel for the petitioners submits that the National Company Law Tribunal have not passed the final order.

However, the petitioners seek permission to withdraw the present writ petition with liberty to file an appeal before the Commissioner of Income Tax (Appeals). It is stated that issues and contentions raised in the writ petition and other contentions and grounds would be raised in appeal.

Petitioners also state that they would be moving an application for stay of the demand.

We take the statement made by the counsel for the petitioners on record and dismiss the writ petition as withdrawn with liberty as prayed for, without making any comments on merits. Appeal, if preferred within three weeks would not be dismissed on the ground of limitation. Petitioners, may within three weeks also file an application for stay/not being treated as assessee in default. Petitioners, if aggrieved by an order passed, would be entitled to challenge the same in accordance with law.

SANJIV KHANNA, J.

CHANDER SHEKHAR, J.

MAY 10, 2018
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