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

\+ ITA 379/2018, C.M. APPL.12720-12722/2018

E-VALUESERVE.COM PVT. LTD. ..... Appellant

Through : Sh. Salil Kapoor and Ms. Ananya Kapoor, Advocates.

versus

PRINCIPAL COMMISSIONER OF INCOME TAX-III..... Respondent

Through : Sh. Asheesh Jain, Sr. Standing Counsel.

CORAM:
HON'BLE MR. JUSTICE S. RAVINDRA BHAT
HON'BLE MR. JUSTICE A. K. CHAWLA

O R D E R

% 04.04.2018

It is stated that the appellant has preferred an application for rectification before the Income Tax Appellate Tribunal (ITAT) under Section 254(2) of the Income Tax Act, 1961.

In the circumstances, liberty is sought on behalf of the appellant to withdraw the present proceedings and seek appropriate remedies in accordance with law with further instructions that in the event the grievance in the present appeal survives, it should be heard on merits.

Liberty granted.

In the event the appellant is aggrieved by the decision of the ITAT in the rectification proceedings, it can agitate its grievance, including by filing an appeal, if so required. Needless to add, the delay would not come in the way of the appellant coming to the Court whose grievance would be considered on merits.

The appeal is accordingly dismissed as withdrawn along with the pending applications.

S. RAVINDRA BHAT, J

A. K. CHAWLA, J

APRIL 04, 2018/AJK