

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

INCOME TAX APPEAL NO.1169 OF 2016

The Pr. Commissioner of Income Tax-3	.. Appellant
v/s.	
B.D. Nibjiya	.. Respondent

Mr. Tejveer Singh for the appellant
None for the respondent

**CORAM : AKIL KURESHI &
M.S. SANKLECHA, J.J.
DATED : 21st JANUARY, 2019.**

P.C.

1. This appeal challenges the order passed by the Income Tax Appellate Tribunal.
2. Learned Counsel appearing in support of the appeal invites our attention to the Circular No.3/2018 dated 11th July, 2018 issued by the Central Board of Direct Taxes which *inter alia* directs the Revenue not to press the pending appeals where the tax effect is less than Rs.50 lakhs.
3. In view of the above Circular, learned Counsel for the Revenue has been instructed not to press the appeal as the tax effect involved in the present appeal is less than the threshold limits of Rs.50 lakhs.
4. Accordingly, the appeal is dismissed as not pressed.
5. Refund of Court Fees as per Rules.

(M.S. SANKLECHA, J.)

(AKIL KURESHI, J.)