

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 4.4.2019

CORAM

THE HON'BLE DR.JUSTICE VINEET KOTHARI
AND
THE HON'BLE MR.JUSTICE C.V.KARTHIKEYAN

Tax Case Appeal No.77 of 2005

M/s.Marutham Finance & Construction,
3/85-C, Arun Nagar,
Maruthamalai Road, Vadavalli,
Coimbatore.

Appellant

Vs.

The Assistant Commissioner of
Income Tax
Company Circle I
I(3)
Coimbatore.

Respondent

Tax Case Appeal filed under Section 260A of the Income Tax Act, 1961 against the order of the Income Tax Appellate Tribunal, Madras 'C' Bench, Chennai, dated 21.9.2004 made in ITA No.1456/Mds/2000.

For Appellant : Mr.R.Vijayaraghavan for
M/s.Subbaraya Aiyar Padmanabhan

For Respondent : Mr.T. R.Senthilkumar,
Senior Standing Counsel assisted by
Ms.K.G.Usha Rani

JUDGMENT

(Delivered by DR.VINEET KOTHARI,J)

Learned counsel for the Assessee Mr.R.Vijayaraghavan submitted that he may be permitted to withdraw the present Appeal.

2. Though the case records were to be reconstructed, the learned counsel on both sides produced copies of the order passed by the learned

DR.VINEET KOTHARI, J.
and
C.V.KARTHIKEYAN, J.

ssk.

Income Tax Appellate Tribunal alone and the order passed by the Authority below is not readily available with them. However, taking into consideration the copy of the order passed by the learned Income Tax Appellate Tribunal from which the present Appeal was filed by the Assessee in the year 2005, as prayed for by the learned counsel for the Assessee, we allow the present appeal to be withdrawn by the Assessee.

3. Learned Senior Standing Counsel Mr.T.R.Senthilkumar, appearing for the Respondent/Revenue has no objection for the same. The Appeal is, accordingly, dismissed as withdrawn. Copy of this Judgment may be sent to both Assessee and the Assessing Officer.

(V.K.,J.) (C.V.K.,J.)
4.4.2019

Index: Yes/No
Internet: Yes/No
ssk.

1. The Assistant Commissioner of
Income Tax
Company Circle II(3)
Coimbatore.

2. Income Tax Appellate Tribunal,
Madras 'C' Bench, Chennai.

TCA No.77 of 2005