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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

ITA No. 271 of 2018
Decided on : 28.05.2019

THE COMMISSIONER OF INCOME TAX (EXEMPTIONS), CHANDIGARH ***. . . Appellant(s)***

Versus

M/S RAJPURA IMPROVEMENT TRUST ***. . . Respondent(s)***

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN
HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Denesh Goyal, Sr. Standing Counsel
for the appellant.

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RAKESH KUMAR JAIN, J. (Oral)

Learned counsel for the appellant states that since the tax effect involved is ₹49,46,671/-, he has the instructions to withdraw the present appeal in view of the circular No.03/2018, dated 11th July, 2018, issued by the C.B.D.T., New Delhi. However, he has prayed that liberty may be granted to the revenue to file an application for revival of the appeal in case something survives therein.

Dismissed as withdrawn with liberty as prayed for.

It is, however, clarified that withdrawal of the appeal by the revenue shall not be taken to be affirmation of order of the Tribunal on merits. Further, the legal issue as claimed by the revenue is being left open to be adjudicated in an appropriate case.

(RAKESH KUMAR JAIN)
JUDGE

May 28, 2019
Ess Kay

(HARNARESH SINGH GILL)
JUDGE

Whether speaking / reasoned : Yes / No

Whether Reportable : Yes / No