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

+ W.P.(C) 4471/2019 & CM APPL. 19871/2019

M/S.GAGRAT & CO.

..... Petitioner

Through: Mr. Sakesh Kumar, Ms. Sonam
Nagrath, Mr. Vikas Madan, Ms.
Gitanjali N. Sharma, Advocates

versus

A.C.I.T.,CIRCLE 61 (1) ,NEW DELHI & ANR. Respondents

Through: Mr. Ajit Sharma, Senior Standing
Counsel with Ms. Adeeba Mujahid,
Jr. Standing Counsel, Mr. Ashutosh
Senger, Advocates

CORAM:

HON'BLE MR. JUSTICE S. RAVINDRA BHAT

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

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29.04.2019

After some hearing, learned counsel for the petitioner seeks permission to withdraw the writ petition and seeks liberty to approach the Appellate Forum in accordance with law.

This court notices that the appeal against the impugned order is maintainable under Section 246(1)(j) of the Income Tax Act. The impugned order was passed on 29.03.2019. In case the petitioner approaches the Commissioner (Appeals) within two weeks, the appeal shall be heard and decided on merits and not rejected on the ground of limitation.

The writ petition is dismissed as withdrawn with liberty as aforesaid.

Dasti.

S. RAVINDRA BHAT, J

PRATEEK JALAN, J

APRIL 29, 2019
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