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

+ ITA 1177/2018, C.M. Appl. No. 45397/2018

PR. COMMISSIONER OF INCOME TAX-14, DELHI

..... Appellant

Through: Mr. Sanjay Kumar, Mr. Asheesh Jain,
Advocate

versus

RAJESH KUMAR KANODIA

..... Respondent

Through: Presence not given

CORAM:

HON'BLE MR. JUSTICE S. RAVINDRA BHAT

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

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09.04.2019

It is submitted by the revenue – which has preferred the present appeal under Section 260A of the Income Tax Act, that it has preferred an application under Section 254 for rectification, which is pending before the ITAT. Accordingly, leave is sought for withdrawal of the appeal with liberty to further approach this court for appropriate remedy, in respect of the order to be made (if adverse) by the ITAT as well as on the merit of the order impugned in the present case. The liberty is granted.

The appeal is dismissed as withdrawn.

S. RAVINDRA BHAT, J

PRATEEK JALAN, J

APRIL 09, 2019

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