IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
INCOME TAX APPEAL (IT) NO.1603 OF 2017

The Pr. Commissioner of Income Tax-5, Pune … Appellant
Vs.
Mather and Platt Pumps Limited … Respondent

Mr. Sham Walve a/w. Mr. P. Chatterji for Appellant.

CORAM : UJJAL BHUYAN,
MILIND N. JADHAV, JJ.

DATE : FEBRUARY 05, 2020

P.C. :

Heard Mr. Walve, learned standing counsel Revenue for the appellant.

2. This appeal has been preferred under Section 260-A of the Income Tax Act, 1961 against the order dated 21.10.2016 passed by the Income Tax Appellate Tribunal, Pune Bench "A", Pune in I.T.A.No.1526/PN/2011 for the assessment year 2004-05.

3. It is submitted that the disputed tax effect in the present appeal is Rs.40,55,000.00, which is below the enhanced prescribed limit as per C.B.D.T. Circular No.17 of 2019 dated 08.08.2019.

4. However, Mr. Walve submits that he has not received any instructions for withdrawal of the appeal.

5. Be that as it may, considering the fact that the disputed tax effect is below the prescribed limit, the appeal is dismissed on withdrawal.

6. However, if the appellant finds that the appeal is within any of the exceptions under the aforesaid Circular, it would be open to the appellant to seek revival of the appeal.

7. Court fee paid to be refunded as per Rules.

(MILIND N. JADHAV, J.) **(UJJAL BHUYAN, J.)**

Minal V. Parab