Serial No. OD – 1

HIGH COURT AT CALCUTTA
(ORIGINAL SIDE)

ITAT/161/2016
I.A. NO. GA/1/2016 (Old No. GA/1117/2016)

(Through Video Conferencing)

PRINCIPAL COMMISSIONER OF INCOME TAX, CENTRAL, KOLKATA-2, KOLKATA

….Appellant(s)

Through : Mr. Madhu Jana, Advocate

V/s

M/s. SURANA MERCANTILE PVT. LTD.

. ….Respondent(s)

Through : Mr. J.P. Khaitan, Sr. Advocate,
Mr. Pratyush Jhunjhunwala, Advocate (VC)
Ms. Swapna Das, Mr. Siddhartha Das, Advocates

Coram : HON'BLE MR. JUSTICE RAJESH BINDAL, JUDGE

HON'BLE MR. JUSTICE ANIRUDDHA ROY, JUDGE

O R D E R

1. The present appeal has been filed impugning the order dated September 11, 2015 passed by the Income Tax Appellate Tribunal 'C' Bench, Kolkata in ITA No.189/Kol/2013 for the assessment year 2005-06.

2. Learned counsel for the appellant pointed out that in paragraph 4 of the stay application, it has been mentioned that the tax effect in the appeal is ₹48,08,900/-. The same being below the minimum limit prescribed for

filing of appeals in the High Court vide Circular No.17/2019 F.No.279/Misc.142/2007-ITJ(Pt.) issued by the Government of India, Ministry of Finance, Department of Revenue, Central Board of Direct Taxes, Judicial Section dated August 8, 2019, he may be permitted to withdraw the present appeal.

3. In view of the facts as stated above, the present appeal is dismissed as withdrawn, while keeping open the legal issues raised therein.

KOLKATA	**(ANIRUDDHA ROY)**	**(RAJESH BINDAL)**
08.02.2021	**JUDGE**	**JUDGE**
akg/s.kumar		