IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL NO.322 OF 2020

Commissioner of Income
Tax (IT)-3,
16th Floor, AIR India Building,
Nariman Point, Mumbai-400 021 … Appellant
Versus
Kotak Securities Limited,
Plot No.C-27, BKC
Bandra East, Mumbai-400 051
PAN :AAACK3436F … Respondent

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Mr. Vikas T. Khanchandani for the Appellant.
Mr. Atul K. Jasani for the Respondent.

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CORAM : DHIRAJ SINGH THAKUR &
ABHAY AHUJA, JJ.

DATE : 12 AUGUST 2022

P. C. :

. Learned Counsel appearing for the Appellant states that the tax effect in the present Appeal is below the limit stipulated in terms of Circular No.17 of 2019 dated 8 August 2019. It is stated that no instructions have been received from the Department to withdraw the present Appeal.

2 In the light of Circular No.17 of 2019, the Appeal is disposed of as involving low tax effect.

3 However, we observe that in case, the Revenue finds for some reason that the Appeal was not supposed to have been withdrawn in the

light of the Circular, it would be open to the Revenue to file an application seeking restoration of the Appeal to be decided on its own merits. Refund of Court-fees as per rules.

(ABHAY AHUJA, J.) **(DHIRAJ SINGH THAKUR, J.)**

RAJESH VASANT CHITTEWAN Digitally signed by RAJESH VASANT CHITTEWAN Date: 2022.08.17 11:44:03 +0530