

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION NO.490 OF 2020**

Arya Nivas Lodging & Boarding House

....Petitioner

V/s.

The Principal Commissioner of IncomeTax-18 & Ors.

...Respondents

Mr. Jitendra Singh for Petitioner.

Ms Sushma Nagaraj a/w Ms Kinjal Patel for Respondents

Mr. Mayur Mehta, CA of Petitioner present.

CORAM : K.R. SHRIRAM &

M.M. SATHAYE JJ

DATED : 5th JUNE 2023

PC. :

1 After the petition was heard for sometime, Mr. Singh on instructions from Mr. Mayur Mehta, Constituted Attorney of petitioner, sought leave of the court to withdraw the petition with liberty to respond to the email dated 19th December 2019, printout whereof is annexed at Exhibit J to the petition. Mr. Singh states that petitioner would meet the concerned officer and clarify the doubt regarding the mismatch / partial payment claimed / objections raised in paragraph 12 onwards to the affidavit in reply filed by one Swati N Pandit affirmed on 3rd September 2020. Ms Nagaraj states that she will provide the details of the office, to which this response has to be filed, to Mr. Singh within one week from today.

2 Petition dismissed as withdrawn with liberty as prayed for.

3 All rights and contentions of the parties are kept open. We also clarify that we have not made any observations on the merits of the matter.

(M. M. SATHAYE, J.)

(K.R. SHRIRAM, J.)