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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.2806 OF 2024

BDP UGL Global Logistics India
Private Limited

.... Petitioner

Vs.

Assessment Unit, Income Tax Department,
National Faceless Assessment Centre & Ors. Respondents

Mr. Priyanka Jain a/w. Mr. Pankaj Soni i/b. Vaish Associates for the
Petitioner.

Mr. Suresh Kumar for the Respondents.

CORAM : G. S. KULKARNI &
SOMASEKHAR SUNDARESAN, JJ.

DATE : 03 SEPTEMBER, 2024

PC:

1. Learned counsel for the petitioner, upon instructions, seeks liberty to withdraw this petition to pursue the statutory remedy of an appeal.

2. Leave granted to file a statutory appeal and stay application thereunder within a period of four weeks from today. If such appeal is filed, the Appellate Forum is requested to consider the appeal as expeditiously as possible. It is made clear that there shall be no bar to

the filing of the appeal on the ground of limitation since the petitioner has bonafide pursued this petition and is being explicitly given liberty to pursue the alternate remedy.

3. Needless to say, the petitioner shall be at liberty to submit such additional evidence as permissible in law in pursuit of the appeal.

3A. Learned counsel for the petitioner submits that the petitioner is desirous of moving a stay application in the pending appeal before the Commissioner of Income Tax (Appeals), and till such stay application is decided, the petitioner may be granted an ad-interim protection.

4. Disposed of as withdrawn. No costs.

(SOMASEKHAR SUNDARESAN, J.)

(G. S. KULKARNI, J.)