



WEB COPY



T.C.A.No.391 of 2015

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.10.2024

CORAM

**THE HON'BLE MR.JUSTICE R.SURESH KUMAR
AND
THE HON'BLE MR.JUSTICE C.SARAVANAN**

**Tax Case Appeal No.391 of 2015
and M.P.No.1 of 2015**

The Commissioner of Income Tax IV
Central Circle, Chennai 600 034.

... Appellant

Vs.

M/s.Handloom Heritage Limited
No.37, Rajamannar Street
T.Nagar, Chennai-17.

... Respondent

Tax Case Appeal filed under Section 260A of the Income Tax Act, 1961 against the order of the Income Tax Appellate Tribunal, Madras 'B' Bench, Chennai, dated 18.05.2011 made in ITA No.1799/Mds/2010.

For Appellant : Mr.Karthik Ranganathan
Senior Standing Counsel

For Respondent : Mr.K.Ravi

J U D G M E N T

(Delivered by R.SURESH KUMAR, J.)

This Tax Case Appeal has been filed by the Revenue calling in question the correctness of the order passed by the Income Tax Appellate Tribunal, 'B'



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Bench, Chennai and the appeal was admitted on the following substantial question of law:

"Whether in the facts and circumstances of the case, the Appellate Tribunal was right in quashing the revision orders made under Section 263 by the Commissioner of Income Tax as infructuous?"

2. It is brought to our notice by the learned Standing Counsel for the appellant Revenue that in the instant case, the tax effect is said to be less than the monetary limit imposed and therefore, the appeal filed by the Revenue can be disposed of, keeping the substantial question of law raised in this appeal open for adjudication at a later point of time.

3. Recording the said submission, this Tax Case Appeal is dismissed for low tax effect, keeping open the substantial question of law for adjudication at appropriate stage. No costs. Consequently, connected miscellaneous petition is closed.

(R.S.K.,J.) (C.S.N.,J.)
01.10.2024

NCS : Yes/No
Index : Yes/No
KST



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To

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The Income Tax Appellate Tribunal
'B' Bench, Chennai.



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R.SURESH KUMAR, J.

AND

C.SARAVANAN, J.

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