OD-3

IN THE HIGH COURT AT CALCUTTA
SPECIAL JURISDICTION (INCOME TAX)
ORIGINAL SIDE

ITAT/174/2024
IA NO: GA/1/2024
RAJATGIRI OIL INDUSTRIES
VS
CHIEF COMMISSIONER OF INCOME TAX-1, KOLKATA, AAYKAR BHAWAN

BEFORE :

THE HON'BLE THE CHIEF JUSTICE T.S. SIVAGNANAM
And
THE HON'BLE JUSTICE CHAITALI CHATTERJEE (DAS)
Date : 21st February, 2025

Appearance :
Mr. Indranil Banerjee, Adv.
Mr. Subrata Majumder, Adv.
...for appellant
Om Narayan Rai, Sr. Adv.
Mr. Soumen Bhattacharjee, Adv.
...for respondent

The Court **:** This is an appeal filed by the appellant/assessee under Section 260A of the Income Tax Act, 1961 (the Act), dated February 5, 2024 challenging the order passed by the Income Tax Appellate Tribunal Bench "A", Kolkata (Tribunal) in I.T.A. Nos.334-335/Kol./2023 for the assessment years 2009-10 and 2010-11, I.T.A. No.336/Kol./2023 for the assessment year 2013-14 and I.T.A. No.337/Kol./2023 for the assessment year 2016-17.

Learned Advocate appearing for the appellant submits that he has received instruction from the appellant to withdraw this appeal as the appellant has opted for DTSV 2024, which is accepted by the Principal Commissioner of Income Tax 9, Kolkata and Form 2 issued for all the assessment years.

The prayer of the appellant stands allowed.

Accordingly, the appeal along with the application stands disposed of as withdrawn.

However, substantial questions of law as suggested are left open.

The written instruction dated 17.2.2025 handed over to this Court be kept with the record.

(T.S. SIVAGNANAM, C.J.)

(CHAITALI CHATTERJEE (DAS), J.)

SN/S.Das
AR(CR)