

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

INCOME TAX APPEAL(IT) NO. 40 OF 2024

Chief Commissioner Of Income Tax OSD	
Pr Commissioner Of Income Tax 4	...Appellant
Versus	
Nita Jajoo Ventures Pvt Ltd	...Respondent

Mr. Suresh Kumar, for Appellant.

Mr. K. Gopal, a/w Mr. Om Kandalkar, for Respondent.

**CORAM : M.S. Sonak &
Advait M. Sethna, JJ.**

DATED : 24 September 2025

P.C.:-

1. That the tax effect in this appeal is less than two crores. Mr. Suresh Kumar submits that when the appeal was instituted, the prescribed selling amount was one crore.
2. However, it is well settled that CBDT notifications would apply to the pending appeal as well.
3. Accordingly, at the instance of Mr. Suresh Kumar, we permit the withdrawal of this appeal with liberty to seek revival in case it is found that the appeal falls within any of the specified categories.
4. We accept that such application be filed within a reasonable period with by 31st January 2026. The questions

of law are kept open.

5. The Appellant is entitled to a refund of court fees in accordance with law.

(Advait M. Sethna, J)

(M.S. Sonak, J.)