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T.C.A.No.659 of 2014

THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.09.2025

CORAM:

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM
AND
THE HONOURABLE MR.JUSTICE C.SARAVANAN

T.C.A.No.659 of 2014

Commissioner of Income Tax,
Chennai.

...Appellant

Vs.

M/s.Sri Renuga Textiles Ltd.,
87 Cumbum Road,
P.C.Pati, Theni – 652 531.

...Respondent

PRAYER: Tax Case Appeal filed under Section 260A of the Income Tax Act, 1961 against the order of the Income Tax Appellate Tribunal, “C” Bench, Chennai, dated 21.11.2013 made in ITA.No.1009(Mds)/2012.

For Appellant : Mr.V.Mahalingam

For Respondent : Mr.G.Baskar



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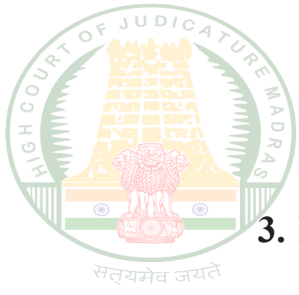
JUDGMENT

WEB COPY (Judgment of the Court was delivered by S.M.SUBRAMANIAM, J.)

This Tax Case Appeal has been filed by the Commissioner of Income Tax calling in question the correctness of the order passed by the Income Tax Appellate Tribunal, “C” Bench, Chennai, by raising the following substantial question of law:-

“Whether on facts and circumstances of the case, the Tribunal was justified in quashing the order of the CIT under Section 263 of the Act, by holding that the assessing officer had taken one of the possible views that the income from sale of carbon credits is a revenue income, and therefore the assessment is not erroneous on the issue of deduction granted under Section 80 IA with respect to income from sale of the carbon credit? ”

2. It is brought to our notice by the learned Standing Counsel for the appellant Revenue that in the instant case, as per the CBT's Circular No.9 of 2024 dated 17.09.2024 the tax effect is said to be less than the monetary limit imposed and therefore, the appeal can be disposed of, keeping the substantial questions of law raised in this appeal open for adjudication at a later point of time.



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3. Recording the said submission, this Tax Case Appeal is dismissed for

low tax effect, keeping open the substantial questions of law for adjudication at appropriate stage. No costs.

(S.M.S., J.) (C.S.N., J.)
04.09.2025

dsa

Internet :Yes/No
Index :Yes/No
Neutral Citation :Yes/No
Speaking/Non-speaking order

To:

M/s.Sri Renuga Textiles Ltd.,
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