HC-KAR
NC: 2026:KHC:62485-DB
ITA No. 114 of 2021
CNR: KAHC010368592020

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 12TH DAY OF NOVEMBER, 2026

PRESENT

THE HON'BLE MR. JUSTICE S.G.PANDIT

AND

THE HON'BLE DR. JUSTICE CHILLAKUR SUMALATHA

INCOME TAX APPEAL NO. 114 OF 2021

BETWEEN:

SRI. JEETENDRA KANUNGA,
AGED ABOUT 36 YEARS,
B-05 5TH FLOOR,
SOLUS JAIN HEIGHTS,
1ST CROSS J. C. ROAD,
BENGALURU - 560027.
PAN NO. AJYPK 6026 F

...APPELLANT

(BY SRI. MADHUSUDHAN U.A., ADVOCATE FOR
SRI. LAVA M., ADVOCATE)

Digitally signed by AASEEFA PARVEEN
Location: HIGH COURT OF KARNATAKA

AND:

1. THE PRINCIPAL COMMISSIONER OF INCOME TAX
BENGALURU - 04
BMTC BUILDING
80 FEET ROAD 6TH BLOCK
KORAMANGALA BENGALURU - 560095.

2 THE DEPUTY COMMISSIONER OF
INCOME TAX, CIRCLE-4(1)(1),
BMTC BUILDING,
80 FEET ROAD, 6TH BLOCK

KORAMANGALA,
BENGALURU-560 095.

…RESPONDENTS

(BY SRI. M. DILIP, ADVOCATE FOR
SRI. RAVI RAJ Y. V., ADVOCATE)

THIS ITA / INCOME TAX APPEAL UNDER SEC.260-A OF INCOME TAX ACT 1961, ARISING OUT OF ORDER DATED 10/06/2020 PASSED IN ITA NO. 2531/BANG/2018, FOR THE ASSESSMENT YEAR 2015-2016, (ANNEXURE-A) PRAYING TO FORMULATE THE SUBSTANTIAL QUESTIONS OF LAW AS STATED ABOVE AND ANSWER THE SAME IN FAVOUR OF THE APPELLANT AND TO ALLOW THE APPEAL AND SET ASIDE THE FINDINGS TO THE EXTENT AGAINST THE APPELLANT IN THE ORDER PASSED BY THE INCOME TAX APPELLATE TRIBUNAL. BENGALURU 'C' BENCH, BENGALURU IN ITA NO.2531/BANG/2018 DATED 10.06.2020 FOR THE ASSESSMENT YEAR 2015-2016 (VIDE ANNEXURE-A).

THIS APPEAL, COMING ON FOR HEARING, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE S.G.PANDIT
and
HON'BLE DR. JUSTICE CHILLAKUR SUMALATHA

ORAL JUDGMENT

(PER: HON'BLE MR. JUSTICE S.G.PANDIT)

Learned counsel Sri.Madhusudhan.U.A for the appellant, files a memo dated 15.10.2026, which reads as follows:

1. *"The above named Appellant has filed Income Tax Appeal under Section 260A of the Income Tax Act, 1961 challenging the order passed by the Income Tax Appellate Tribunal for the Assessment Years 2015-16 in ITA No. 2531/Bang/2018 dated 10.06.2020 to the extent held against the Appellant.*

2. *In view of subsequent developments and the proceedings for the impugned assessment year has attained finality, the appellant prays leave of the Court to permit the appellant to withdraw the appeal and the same may be disposed off to liberty with revive if the occasion arises.*

3. *The Appellant prays the Hon'ble Court to pass such orders as this Hon'ble Court may deem fit on the facts and circumstances of the case."*

In terms of Memo, the appeal is dismissed as withdrawn.

Substantial questions of law raised are kept open. Liberty is also reserved to revive if need arises.

Sd/-
(S.G.PANDIT)
JUDGE

Sd/-
(DR.CHILLAKUR SUMALATHA)
JUDGE

DS
CT:TSM
List No.: 1 Sl No.: 10