



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.03.2026

CORAM

**THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN
AND
THE HONOURABLE MR.JUSTICE SHAMIM AHMED**

T.C.A.No.248 of 2015

T.C.A.No.248 of 2015:

The Commissioner of Income Tax,
Chennai.

... Appellant/Respondent

/versus/

M/s.Igarashi Motors India Ltd.,
Plot No.B-12 to B-15, Phase-II,
MEPZ-SEZ, Chennai 600 045.

... Respondent/Appellant

Tax Case Appeal has been filed under 260-A of the Income Tax Act, 1961, against the order of Income Tax Appellate Tribunal, Madras "A" Branch, Chennai dated 17.06.2013 passed in I.T.A.2257/Mds/2012.

For Petitioner : Mr.T.Ravikumar,
Senior Standing Counsel

For Respondent : Mr.T.Banusekar

JUDGMENT

This Tax Case Appeal has been filed by the Department challenging the order passed by the Income Tax Appellate Tribunal dated 17.06.2013.



2. The Learned Standing Counsel appearing for the Appellant/Department would submit that the disputed tax amount for the assessment years 2008-2009 is Rs.1,39,69,890/-. He would further submit that the Government has issued a new Circular No.9 of 2024 dated 15.03.2024 in which if the tax effect is less than Rs.2 crores, superseding the earlier circular No.5 of 2024. Pursuant to the same, the present appeal pending before this Court comes under the prescribed monetary limit of the circular mentioned supra. Hence, he seeks leave of this Court to withdraw the appeal.

3. This Court, after considering the above submissions finds that the substantial question of law involved in this matter is to be left open to be decided in an appropriate case, without prejudice to the rights of the Department, the appeal may be disposed of in terms of the circular cited above.

4. Recording the same, this Tax Case Appeal stands disposed of. No costs.

(Dr.G.J. J.,) & (S.S.A. J.,)
06.03.2026

Neutral Citation: Yes/No

bsm

To,

The Income Tax Appellate Tribunal, Madras “A” Branch, Chennai.



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T.C.A.No.248 of 2



**G.JAYACHANDRAN, J.
AND
SHAMIM AHMED, J.
bsm**

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