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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 1223/2020**

ABHISHEK DUTTA

.....Petitioner

Through: Mr. N.K. Kantawala, Mr. Yatin
Sharma, Mr. Siddharth Vardhman and
Mr. Nishant Kanjawala, Advs.

versus

INCOME TAX OFFICER & ANR.

.....Respondents

Through: Mr. Gaurav Gupta, SSC, Mr.
Shivendra Singh and Mr. Yojit
Pareek, JSCs and Mr. Surya Jindal,
Adv.

CORAM:
HON'BLE MR. JUSTICE DINESH MEHTA
HON'BLE MR. JUSTICE VINOD KUMAR

ORDER
04.05.2026

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1. After arguing for some time, learned counsel for the petitioner seeks permission to withdraw the present writ petition with a liberty to file an appeal before the Commissioner of Income Tax (Appeals) (*hereinafter referred to as 'CIT(A)'*) and raise all objections and grounds, which have been raised in the present petition.
2. With the liberty as prayed, writ petition is dismissed as withdrawn.
3. In case the appeal is preferred within a period of thirty days from



today, the CIT(A) shall consider the appeal on its merit without raising any objection regarding limitation, as the petitioner was *bonafidely* pursuing his remedy by way of the present writ petition.

4. Interim order dated 04.02.2020 passed in the present writ petition shall continue upto 05.06.2026.

DINESH MEHTA, J

VINOD KUMAR, J

MAY 4, 2026/cd