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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

\+ ITA 779/2025 CM APPL. 81592/2025 CM APPL. 81593/2025 CM APPL. 81594/2025

SRF LTD .....Appellant

Through: Mr. Satyen Sethi, Mr. Arta Trana Panda & Ms. Gargi Sethee, Advs.

versus

ASSTT. COMMISSIONER OF INCOME TAX CIRCLE 10 OSD & ANR. .....Respondents

Through: Mr. Shlok Chandra, SSC with Ms. Naincy Jain & Ms. Madhavi Shukia, JSCs

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

O R D E R

% **11.05.2026**

1. Mr. Satyen Sethi, learned counsel for the appellant informs that, the appellant has moved two miscellaneous applications against the order of the Income Tax Appellate Tribunal "H" Bench, New Delhi *(hereinafter referred to as 'the Tribunal')* dated 19.03.2025, which applications have been allowed by the Tribunal during the pendency of the present appeal, which was filed immediately after, laying challenge to the Tribunal's above referred order.

2. He submits that as a result of the acceptance of the miscellaneous applications, the appellant's grievances have been redressed, learned counsel for the appellant prayed that he be allowed to place those orders and amend the memo of appeal.

3. Having heard learned counsel for the appellant, we are of the view that placing of the order on record and amendment in the memo of appeal will create unnecessary burden and create confusion. It will rather be better that the appellant files a fresh appeal *qua* the issue and the grounds which remain to be adjudicated.

4. The appeal is therefore, dismissed, while giving a liberty to the appellant to a fresh appeal.

5. In case the fresh appeal is filed on or before 31.05.2026, the Court concerned may be made aware of the fact that the appellant was allowed to withdraw the present appeal, in the circumstances noted above.

DINESH MEHTA, J

VINOD KUMAR, J

MAY 11, 2026/*sr*