

Riaz Ali

ITA No. 790 /202 5 () /

ITAT - Chennai | Source extract brief | 10 source pages

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01 FACTS OF THE CASE

"This appeal by the assessee is arising out of the final assessment order dated 06.01.2025, passed by the Income Tax officer, Intl Taxn Ward 2(1) CH E, Chennai for the assessment year 20 18-19 u/s.147 r.w.s. 144C (13) of the Income Tax Act, 1961 (hereinafter the 'Act') in pursuant to the directions of the Dispute Resolution Panel-2, Bengaluru dated 26.12.2024." (source PDF page 1)

02 DISCUSSION BY THE HON'BLE TRIBUNAL

"We have heard admission of legal issue and found substance in the submissions of the Ld. Counsel for the assessee and hence, we admit the legal issue/jurisdictional ground in view of the decision of the Hon'ble Supreme Court in the case of NTPC v. CIT reported in [1998] 229 ITR 383 (SC). 4. We also note that apart from the additional ground, the assessee has also raised other legal grounds as under: (a) Without an order of transfer u/s.127 of the Act , the assessment order is void ab-initio; (b) Notice u/s 148 of the Act issued by non -jurisdictional assessing officer; (c) Exemption u/s 54 of the Act should be allowed when investment is made ..." (source PDF page 2)

03 JUDICIAL DECISION

"In the result, appeal filed by the assessee is allowed in terms of our above order." (source PDF page 10)

04 OUTCOME — IN FAVOUR OF

Assessee, for the issues disposed of in the quoted result. Check the full reasoning for whether relief is substantive or procedural, and verify subsequent proceedings before relying on it.

05 AKHB REVIEW POINT

Read the numbered grounds and operative reasoning together. Match the statutory provision, assessment year, jurisdiction and material facts before relying on this order; check later appeals, stays and amendments.

SOURCE & VERIFICATION

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AI DISCLOSURE

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