# The High Court Of Madhya Pradesh

**ITA-51-2016**

***(PRINCIPAL COMMISSIONER OF INCOME TAX 1*** Vs ***M/S ESSARJEE CONSTRUCTION PVT. LTD.)***

**Jabalpur, Dated : 12-03-2019**

Shri Abdul Rehman, Advocate appears on behalf of Shri Sanjay Lal, Advocate for the appellant.

Heard on I.A. No.14099/2018.

This is an application for withdrawal of the appeal.

Learned counsel for the appellant seeks permission to withdraw the appeal in view of the circular of Government of India, Ministry of Finance (Department of Revenue), Central Board of Direct Taxes (Judicial Cell) dated 11.07.2018.

In view of the aforesaid, I.A. No.14099/2018 stands allowed and closed.

Accordingly, the appeal stands ***dismissed*** as withdrawn in view of the CBDT circular dated 11.07.2018.

However, we make it clear that we have not touched the merits of the case and have kept the questions open to be decided in appropriate case.

**(S.K. SETH)**
**CHIEF JUSTICE**

**(VIJAY KUMAR SHUKLA)**
**JUDGE**

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