IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

TUESDAY, THE FIFTEENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE SUJOY PAUL
AND
THE HONOURABLE SRI JUSTICE NAMAVARAPU RAJESHWAR RAO

INCOME TAX TRIBUNAL APPEAL NO: 104 OF 2024

Appeal Under Section 260 A of the Income Tax Act, 1961 against order of the Income Tax Appellate Tribunal, Hyderabad Bench 'A' , Hyderabad in I.T.A. No.301/Hyd/2023 (Assessment Year 2018-19) dated 25-09-2023 preferred against the order in Appeal No. 10433/2016-17/ITO, 10597/2017-18 dated 06-12-2022 on the file the Commissioner of Income Tax (Appeals)-12, Hyderabad preferred against the order of the Assistant Commissioner of Income Tax Central-2(3), Hyderabad.

Between:

The Pr. Commissioner of Income Tax- Central, Hyderabad.

...APPELLANT

AND

Shri. Siva Prasad Reddy Buchepalli, C/o M.V. Prasad, Sanath and Rajasekhara, C.A 8-2-120/86/3, Krishna Sindhu Residency, Road No.03, Banjara Hills, Hyderabad 500034 PAN No.AHUPB9435H

...RESPONDENT

Counsel for the Appellant: SRI K. MAMATA

Counsel for the Respondent: -------

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE SUJOY PAUL

AND

THE HONOURABLE SRI JUSTICE NAMAVARAPU RAJESHWAR RAO

ITTA.No.104 of 2024

JUDGMENT *(per Hon'ble SP,J)*

Ms. K. Mamata, learned Senior Standing Counsel for Income Tax Department, for the appellant, would submit that, in terms of Central Board of Direct Taxes (CBDT) Circular No.9 of 2024, dated 17.09.2024, all appeals, where the tax effect is below Rs.2,00,00,000/- are required to be withdrawn and, as the value of the present appeal is less than Rs.2,00,00,000/-, the appellant may be permitted to withdraw the appeal. Learned Senior Standing Counsel would further submit that liberty may be granted, in case it were to be found later that the subject matter of the appeal falls within the exceptions mentioned in the aforesaid Circular, to file an application for restoration of the appeal.

2. Granting liberty as sought for, the appeal is **dismissed as withdrawn**. The question of law involved in this appeal will remain open. No costs.

Interlocutory applications, if any pending, shall also stand closed.

Sd/- M. RAMANA KRISHNA
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Income Tax Appellate Tribunal, Hyderabad Bench 'A' , Hyderabad
2. The Commissioner of Income Tax (Appeals)-12, Hyderabad
3. The Assistant Commissioner of Income Tax Central-2(3), Hyderabad.
4. One CC to Sri K. Mamata, Advocate [OPUC]
5. Two CD Copies

Plp/gh

HIGH COURT

DATED:15/10/2024



JUDGMENT

ITTA.No.104 of 2024

DISMISSING THE I.T.T.A.
AS WITHDRAWN.

(7)
14/11/24