

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

FRIDAY, THE TWENTIETH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE THE CHIEF JUSTICE ALOK ARADHE
AND
THE HONOURABLE SRI JUSTICE J SREENIVAS RAO

INCOME TAX TRIBUNAL APPEAL NO: 265 OF 2012

Appeal filed under Section 260-A of the Income Tax Act, 1961 against the Order dated 22.08.2008 passed in I.T.A.No. 770/H/08 for Assessment year 2004-05 on the file of the Income Tax Appellate Tribunal, Hyderabad Bench 'B', Hyderabad preferred against the Order dated 27.02.2008 passed in ITA No. 295/DC-16(3)/CIT(A)-V/2006-07 on the file of the Commissioner of Income Tax (Appeals) – V, Hyderabad for Assessment Year 2004-05, preferred against the Assessment Order dated 08.12.2006 passed in PAN/GIR No. AACCP7160P/P-244 on the file of the Deputy Commissioner of Income Tax, Circle – 16(3), Hyderabad.

Between:

The Commissioner of Income Tax-IV, Hyderabad.

...Appellant

AND

Prasad Homes (P) Ltd., 301, Surabhi Lotus Apartments, Ameerpet, Hyderabad.

...Respondent

**Counsel for the Appellant : Mr. J.V. Prasad Senior Standing counsel for
Income Tax Department**

Counsel for the Respondent : -

The Court delivered the following:

THE HON'BLE THE CHIEF JUSTICE ALOK ARADHE

AND

THE HON'BLE SRI JUSTICE J.SREENIVAS RAO

INCOME TAX TRIBUNAL APPEAL No.265 of 2012

JUDGMENT: *(Per the Hon'ble the Chief Justice Alok Aradhe)*

Mr. J.V.Prasad, learned Senior Standing Counsel for Income Tax Department for the appellant.

2. Learned Senior Standing Counsel for the appellant seeks leave of this Court to withdraw the appeal in the light of the Circular No.09/2024, dated 17.09.2024, with the liberty to revive the same in case the subject matter of the appeal falls in any of the exceptions provided in the Circular No.5/2024 dated 15.03.2024.

3. Accordingly, the appeal is dismissed as withdrawn in terms of the liberty as prayed for.

Miscellaneous applications pending, if any, shall stand closed. However, there shall be no order as to costs.

A.V.S.S.C.S.M. SARMA
JOINT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Income Tax Appellate Tribunal, Hyderabad Bench 'B', Hyderabad.
2. The Commissioner of Income Tax (Appeals) – V, Hyderabad
3. The Deputy Commissioner of Income Tax, Circle – 16(3), Hyderabad
4. One CC to Mr. J.V. Prasad Senior standing counsel for Income Tax Department [OPUC]
5. Two CD Copies

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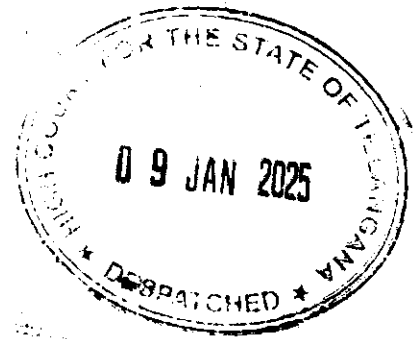


HIGH COURT

DATED:20/12/2024

JUDGMENT

ITTA.No.265 of 2012



APPEAL IS DISMISSED AS WITHDRAWN

⑦
04/1/25
bvs