

**IN THE INCOME TAX APPELLATE TRIBUNAL,
DELHI BENCH: 'A' NEW DELHI**

**BEFORE SHRI O.P. KANT, ACCOUNTANT MEMBER
AND
MS. SUCHITRA KAMBLE, JUDICIAL MEMBER**

ITA No.6849/Del./2015
Assessment Year: 2009-10

M/s. Milar Global Pvt. Ltd., 414/1, 4 th Floor, DDA Comm. Complex, Distt. Center, Janak Puri, New Delhi	Vs.	ITO, Ward-6(4), New Delhi
PAN :AACCM5841M		
(Appellant)		(Respondent)

Appellant by	Ms. Shaily Gupta, CA Shri Vibhu Gupta, CA
Respondent by	Shri Satpal Gulati, CIT(DR)

Date of hearing	21.12.2020
Date of pronouncement	21.12.2020

ORDER

PER O.P. KANT, AM:

The present appeal by the assessee is directed against the order of Commissioner of Income Tax (Appeals)-20, New Delhi, dated 23.10.2015 passed for assessment year 2009-10.

2. The learned counsel for the assessee has requested for withdrawal of the appeal filed by the assessee and stated that the assessee has opted to settle the dispute relating to tax arrears for assessment year under consideration under the 'Vivad Se

Vishwas Scheme, 2020' and has applied Form Nos. 1 and 2 for the same.

3. Learned DR did not object to the same.

4. In view of above, we accept the request of the assessee for withdrawal of the appeal. However, if the dispute relating to tax arrears is not ultimately resolved in terms of the 'Vivad Se Vishwas Scheme, 2020', the assessee shall be at liberty to approach the Tribunal for re-institution of the appeal and the Tribunal shall consider such application appropriately as per law.

5. In the result, the appeal of the assessee is dismissed as withdrawn.

Order pronounced in the open court on 21st December, 2020.

Sd/-
(SUCHITRA KAMBLE)
JUDICIAL MEMBER

Sd/-
(O.P. KANT)
ACCOUNTANT MEMBER

Dated: 21st December, 2020.

RK/-(D.T.D.S.)

Copy forwarded to:

1. Appellant
2. Respondent
3. CIT
4. CIT(A)
5. DR

Asst. Registrar, ITAT, New Delhi