

The Assistant Commissioner Of Income ... vs M/S Neyveli Lignite Corp. Ltd. on 4 February, 2021

Bench: Ashok Bhushan, Ajay Rastogi

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 6704 OF 2014

THE ASSISTANT COMMISSIONER OF INCOME TAX

Appellant(s)

VERSUS

M/S NEYVELI LIGNITE CORP. LTD.

Respondent(s)

WITH

CIVIL APPEAL NO. 4770 OF 2019

CIVIL APPEAL NO. 5595 OF 2019

CIVIL APPEAL NO. 5594 OF 2019

O R D E R

Heard Shri Balbir Singh, learned Additional Solicitor General, appearing on behalf of the the appellant, as also Ms. Radha Rangaswamy, learned counsel appearing for the respondent.

An application for receiving additional documents has been filed by the respondent which has been taken on record.

The respondent in his application has stated that the respondent has already filed an application in Form I under Rule 3 of the Direct Tax Vivad Se Vishwas Act, 2020, for settlement of disputed tax for Assessment Years 2001-2002, 2002-2003, 2003-2004 and 2004-2005 involved in these Reason: Shri Balbir Singh, learned Additional Solicitor General, submits that their application has been filed which CIVIL APPEAL NO. 6704 OF 2014 etc. is under consideration.

He submits that in view of the above, the appellant may be permitted to withdraw these appeals with liberty to revive, if the settlement is not entered or the amount is not deposited by the respondent as per the settlement.

We permit the appellant to withdraw these appeals with liberty as aforesaid. Appeals are dismissed as withdrawn.

....., J. [ASHOK BHUSHAN]
....., J. [AJAY RASTOGI] New Delhi;

February 04, 2021.

CIVIL APPEAL NO. 6704 OF 2014 etc. ITEM NO.101 Court 7 (Video Conferencing) SECTION XII S
U P R E M E C O U R T O F I N D I A RECORD OF PROCEEDINGS THE ASSISTANT
COMMISSIONER OF INCOME TAX Appellant(s) VERSUS M/S NEYVELI LIGNITE CORP. LTD.
Respondent(s) WITH C.A. No. 4770/2019 (XII) (With IA No. 71635/2019 - EXEMPTION FROM
FILING C/C OF THE IMPUGNED JUDGMENT) C.A. No. 5595/2019 (XII) C.A. No. 5594/2019
(XII) (With IA No. 97294/2019 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT) Date : 04-02-2021 These matters were called on for hearing today. CORAM :

HON'BLE MR. JUSTICE ASHOK BHUSHAN HON'BLE MR. JUSTICE AJAY
RASTOGI For Appellant(s) Mr. Balbir Singh, ASG. Mr. S. A. Haseeb, Adv.

Mr. Akshay Amritanshu, Adv. Md. Akhil, Adv.

Mrs. Anil Katiyar, AOR For Respondent(s) Ms. Radha Rangaswamy, AOR UPON
hearing the counsel the Court made the following O R D E R The civil appeals are
dismissed as withdrawn in terms of the signed order.

(NIDHI AHUJA) (DIPTI KHURANA) AR-cum-PS COURT MASTER (NSH) [Signed
order is placed on the file.]